

## NIGHT SESSION

The House met at 7:30 o'clock p. m., and was called to order by the Speaker.

## ADJOURNMENT

On motion of Mr. Hull, the House, at 7:31 o'clock p. m., adjourned until 10:00 o'clock a. m., Wednesday, May 24, 1939.

## APPENDIX

## STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Appropriations: House Bill No. 641; Senate Bills Nos. 11 and 28.

State Affairs: Senate Bill No. 192.

Game and Fisheries: House Bill No. 1109.

Municipal and Private Corporations: House Bills Nos. 1102, 1107 and 1108.

REPORTS OF THE COMMITTEE  
ON ENROLLED BILLS

Committee Room,

Austin, Texas, May 23, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1097, "An Act making an appropriation of the sum of Seventy-five Thousand (\$75,000) Dollars, or so much thereof as may be necessary, out of any funds in the State Treasury not otherwise appropriated, to pay the contingent expenses and per diem of members, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 23, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. J. R. No. 8, Proposing an amendment to the Constitution of the State of Texas to be known as Section 30b of Article 16; providing that the pro-

visions of Article 16, Section 30, of the Texas Constitution limiting the duration of all offices not fixed by the Constitution to two (2) years, shall not apply to appointive offices of any municipalities that are placed under the terms and provisions of Civil Service but the duration of such offices shall be governed by the provisions of the Civil Service Law applicable thereto; providing for an election on the question of adoption or rejection of such amendment; making an appropriation therefor; providing for the proclamation and publication thereof; prescribing the form of ballot.

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

## SENT TO THE GOVERNOR

May 23, 1939

House Bill No. 1097.

House Joint Resolution No. 8.

## SEVENTY-FOURTH DAY

(Wednesday, May 24, 1939)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Morse.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Burkett
Allen	Burney
Allison	Cauthorn
Alsup	Celaya
Anderson	Chambers
Bailey	Clark
Baker	Cleveland
of Fort Bend	Cockrell
Baker of Grayson	Coleman
Bell	Colquitt
Blankenship	Colson, Mrs.
Boethel	Cornett
Bond	Corry
Boyd	Crossley
Boyer	Daniel
Bradbury	Davis of Jasper
Bradford	Davis of Upshur
Bray	Dean
Bridgers	Derden
Broadfoot	Dickson
Brown of Cherokee	Dickson
Brown	Donaghey
of Nacogdoches	Dowell
Bundy	Dwyer

Faulkner	Montgomery
Felty	Morris
Ferguson	Newell
Fielden	Nicholson
Fuchs	Pace
Galbreath	Petsch
Gilmer	Pevehouse
Goodman	Piner
Gordon, Mrs.	Pope
Hale	Ragsdale
Hamilton	Reader of Bexar
Hardeman	Reader of Erath
Hardin	Reaves
Harp	Reed
Harper	Rhodes
Harrell of Bastrop	Riviere
Harrell of Lamar	Roach
Harris	Roberts
Hartzog	Robinson
Heflin	Russell
Holland	Schuenemann
Howard	Segrist
Hull	Shell
Hunt	Skiles
Isaacks	Smith of Frio
Johnson of Ellis	Smith of Hopkins
Johnson of Tarrant	Smith
Keith	of Matagorda
Kennedy	Spencer
Kern	Stinson
Kerr	Stoll
Kersey	Talbert
Kinard	Tarwater
King	Taylor
Langdon	Tennant
Lehman	Thornberry
Leonard	Thornton
Leyendecker	Turner
Little	Vale
Lock	Vint
Loggins	Voigt
London	Waggoner
Mays	Weldon
McAlister	Wells
McDaniel	Westbrook
McDonald	White
McFarland	Wilson
McMurry	Winfree
McNamara	Wood
Mohrmann	Worley
Monkhouse	Wright

## Absent—Excused

Hankamer	Oliver
Howington	

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Our Heavenly Father, Thou carest for the birds of the air and dost clothe

the flowers of the field. So we pray that in Thy kind providence Thou wouldst look upon us and supply our needs this morning according to Thy grace. May our minds be clear and our vision correct as we proceed. In Jesus' name. Amen."

## LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of illness:

Mr. Oliver for today, on motion of Mr. Russell.

Mr. Howington for today, on account of death in his family, on motion of Mr. Chambers.

## HOUSE BILLS ON FIRST READING

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Stoll:

H. B. No. 1110, A bill to be entitled "An Act fixing compensation for justices of the peace and constables in certain counties; providing said compensation may be paid by part fees and part salary; providing mode and manner of payment of this salary; providing for limitations under this Act, and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

Mr. Johnson of Ellis asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1111.

There was no objection.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Johnson of Ellis:

H. B. No. 1111, A bill to be entitled "An Act defining itinerant vendors; regulating the business of same in cities of not over fifteen thousand (15,000) population; providing for license permits; providing for bond; providing a penalty for the violation of this Act, and declaring an emergency."

Referred to the Committee on Commerce and Manufacturers.

Mr. White asked unanimous consent, to introduce, at this time, and

have placed on first reading, House Bill No. 1112.

There was no objection.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. White:

H. B. No. 1112, A bill to be entitled "An Act to provide that out of taxes remitted by the State of Texas to certain counties such sum shall be used for the purpose of acquiring and improving land for State parks, and declaring an emergency."

Referred to the Committee on Counties.

#### PROVIDING FOR CONSIDERATION OF LOCAL AND UNCONTESTED BILLS

Mr. Hull asked unanimous consent of the House, that the House meet at 2:30 o'clock p. m., today, for the purpose of considering local and uncontested bills.

There was no objection offered.

#### RELATIVE TO GROUP PICTURE OF THE FOURTEENTH LEGISLATURE

Mr. Spencer offered the following resolution:

H. S. R. No. 286, Relative to group picture of the Fourteenth Legislature.

Whereas, The House of Representatives has preserved for posterity, by photographing, retoning and retouching, the group pictures of the Members comprising the Thirteenth Legislature, so aptly and correctly styled the "Liberators" for the reason that the majority of the Membership thereof were loyal Southern Democrats; and

Whereas, The picture of the Fourteenth Legislature of 1874, now on the wall of the House of Representatives, should be similarly preserved for posterity, due to the fact that it contains the picture of Governor Coke, who was elected at the first Gubernatorial election after the right of voting had been restored to all ex-Confederates who had been denied this privilege during the period of military rule, and all branches of the Government were once more in the hands of its own people; and

Whereas, The election of the Fourteenth Legislature commemorated a new era in the history of Texas, marking the institution of methods of orderly government, stable policies and healthy progress—so long interrupted by the troublous events of the Civil War and Reconstruction; and

Whereas, The Fourteenth Legislature and the State officers were inaugurated in the Representative Hall on a dramatic and memorable occasion, with both Houses of the Legislature and assembled citizens in attendance; and

Whereas, The Fourteenth Legislature found the State burdened with a large debt which they proceeded to reduce by compromise and economy; and

Whereas, Said Legislature authorized a Constitutional Convention which drafted our present Constitution; and

Whereas, It is desirable and proper that this picture be preserved as an inspiration to the citizens of this State, present and future; and

Whereas, Said picture has become dim, by age, and partially obscured by the ravages of time; now, therefore, be it

Resolved, That it is believed to be desirable and proper that the Committee on legislative pictures be authorized to have said picture replaced, and the original placed in the care of the Superintendent of the Archives of the State Library to be preserved and kept with other ancient documents and relics, and it is so resolved.

The resolution was read second time, and was adopted.

#### RELATIVE TO THE OIL INDUSTRY AMONG THE VARIOUS STATES

Mr. Hull offered the following resolution:

H. S. R. No. 291, Relative to the oil industry among the various States.

Whereas, The annual value of the oil industry in Texas exceeds the total annual value of its agricultural products and deeply affects the welfare of our entire people; and

Whereas, The sale of petroleum products below cost, frequently occurring from unjustified price wars, causes economic insecurity, loss of employment and detriment to all concerned; and

Whereas, At this time grave fears are entertained as to the stability of the oil industry itself through lack of assurance of a fair return on invested capital; now, therefore, be it

Resolved by the Legislature of the State of Texas, in session assembled, That the Hon. Franklin D. Roosevelt, President of the United States, be, and is hereby most respectfully petitioned to approve fair and reasonable price agreements of the oil industry, among the various States, affecting the price of crude and refined products.

The resolution was read second time.

Mr. Mays moved that the resolution be referred to the Committee on Oil, Gas and Mining.

The motion prevailed.

#### PROVIDING FOR THE APPOINTMENT OF CERTAIN INVESTIGATION COMMITTEE

Mr. Monkhouse offered the following resolution:

H. S. R. No. 292, Providing for appointment of certain committee to investigate insurance rates in the State.

Whereas, The State of Texas under its legally constituted Board of Insurance Commissioners promulgate the rates of premiums charged by certain insurance companies writing insurance against the hazard of fire and wind-storm and all types of insurance involving automobiles, title insurance, and insurance under the Workmen's Compensation Act; and

Whereas, These laws have been in effect in the State for different periods of time, one of them at least for twenty-five years; and

Whereas, This system is unique for Texas, there being no other State in the Union which employs such a system of regulating insurance rates; and

Whereas, The Legislature has never looked into the operation of this system nor sought to determine whether it has fully and properly served the best interests of the public, and promulgated rates as low as are compatible with fairness and justice to all; and

Whereas, The reports of the premium collections and the losses paid during the time of the existence of the Insurance Commission, apparently indicate that the rates charged are unreasonable and unfair to the citizenship of Texas; therefore, be it

Resolved, That the Speaker of the House of Representatives appoint a committee of five Members of this body and instruct them to make at the earliest practicable time a study of the rate making procedure of the Board of Insurance Commissioners, its methods and operation; and to ascertain the facts relative to the various types of insurance and the rates which have been fixed by the Board from time to time and which are now effective, together with such other pertinent information as may be enlightening to the Legislature with regard to these matters; and, be it further

Resolved, That this committee report its findings to the Legislature at the next session with respect to the present situation, especially as to the reasonableness of the rates, and all pertinent information that may be instructive and enlightening, and that the report be framed with the particular view of assisting the Legislature in determining whether improvements can be made in the present system, and in its operation, and whether in the interest of the public any legislative enactments are advisable to make the system more efficient and more responsive to the public needs; and, be it further

Resolved, That the committee is hereby empowered to organize by electing a chairman, vice-chairman, and secretary; that such committee is empowered to swear witnesses and issue subpoenas for such witnesses and to have the testimony of such witnesses transcribed, as well as to make a record of all proceedings of the committee; that such committee be authorized to issue vouchers to such witnesses appearing before the committee, paying such witnesses at the same rate as witnesses are paid in felony cases; that the members of the committee be authorized to pay their actual traveling and hotel expenses while engaged in committee hearings; that all such vouchers be, however, countersigned by the Speaker of the House of Representatives and the Chairman of the Committee on Contingent Expenses; and that the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary, is hereby appropriated for such purpose; and, be it further

Resolved, That it is not intended by this resolution to be critical of the Board of Insurance Commissioners

as presently or previously constituted, nor in any sense to question the official acts of the members; but that the purpose of this resolution is solely to afford a means of getting valuable and necessary information for the above stated purposes.

The resolution was read second time.

(Pending consideration of the resolution, Mr. Nicholson occupied the Chair, temporarily.)

(Speaker in the Chair.)

Mr. Reed raised a point of order, on further consideration of the resolution, at this time, on the ground that the time allotted for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Mr. Bradbury moved that the time allotted for the consideration of resolutions be extended until the above resolution is disposed of.

The motion prevailed by the following vote:

Yeas—101

Allison	Dwyer
Anderson	Ferguson
Bailey	Fielden
Baker	Fuchs
of Fort Bend	Galbreath
Bell	Gilmer
Boethel	Gordon, Mrs.
Boyd	Hale
Boyer	Hamilton
Bradbury	Hardeman
Bradford	Hardin
Brown of Cherokee	Harp
Brown	Harper
of Nacogdoches	Harrell of Bastrop
Bundy	Harrell of Lamar
Burkett	Harris
Burney	Heflin
Cauthorn	Holland
Chambers	Hunt
Clark	Johnson of Tarrant
Cleveland	Keith
Cockrell	Kennedy
Coleman	Kerr
Colquitt	Kersey
Colson, Mrs.	Kinard
Cornett	King
Crossley	Lehman
Davis of Jasper	Leyendecker
Dean	Little
Derden	Lock
Dickison	London
Donaghey	Mays
Dowell	McFarland

Monkhouse	Smith of Hopkins
Montgomery	Smith
Newell	of Matagorda
Nicholson	Spencer
Petsch	Stoll
Pevchouse	Talbert
Piner	Tarwater
Pope	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornberry
Reaves	Turner
Rhodes	Vale
Riviere	Vint
Roach	Voigt
Roberts	Waggoner
Robinson	Wells
Russell	Winfree
Skiles	Worley
Smith of Frio	Wright

Nays—23

Allen	McNamara
Blankenship	Mohrmann
Bray	Morris
Bridgers	Pace
Davis of Upshur	Reed
Dickson	Thornton
Felty	Weldon
Hull	Westbrook
Kern	White
Langdon	Wilson
McAlister	Wood
McDaniel	

Absent

Alsup	Isaacks
Baker of Grayson	Johnson of Ellis
Bond	Leonard
Broadfoot	Loggins
Celaya	McDonald
Corry	McMurry
Daniel	Ragsdale
Faulkner	Schuenemann
Goodman	Segrist
Hartzog	Shell
Howard	Stinson

Absent—Excused

Hankamer	Oliver
Howington	

Question then recurring on the resolution by Mr. Monkhouse, it was adopted.

#### MOTION TO INSTRUCT COMMITTEE ON LABOR

Mr. Dickison moved that the Committee on Labor be instructed to report Senate Bill No. 325 to the House.

Mr. Felty raised a point of order, on consideration of the motion by Mr. Dickison, at this time, on the ground that the routine motion period has expired.

The Speaker sustained the point of order.

# TO PROVIDE FOR CONSIDERATION OF LOCAL AND UNCONTESTED BILLS

Mr. Hull offered the following resolution:

H. C. R. No. 159, To provide for consideration of local and uncontested bills.

Be It Resolved by the House of Representatives, the Senate concurring, That all Joint Rules be and the same are hereby suspended for the purpose of allowing the House to consider local and uncontested bills today at 2:30 p. m.

The resolution was read second time.

Question recurring on the resolution, it was lost.

# HOUSE BILL NO. 952 WITH SENATE AMENDMENTS

Mr. Hartzog called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 952, A bill to be entitled "An Act for the purpose of better conserving the salt water fish and marine resources of the State of Texas, by providing certain regulations and restrictions and the use of certain parts of the waters of all artificial and natural passes now or hereafter constructed and maintained by the Game, Fish and Oyster Commission of the State of Texas as fish passes, providing a penalty, savings clause, and declaring an emergency."

On motion of Mr. Hartzog, the House concurred in the Senate amendments by the following vote:

Yeas—136

Allen	Boyer
Allison	Bradbury
Alsup	Bradford
Anderson	Bray
Bailey	Bridgers
Baker	Broadfoot
of Fort Bend	Brown of Cherokee
Baker of Grayson	Brown
Bell	of Nacogdoches
Blankenship	Bundy
Boethel	Burkett
Bond	Burney
Boyd	Cauthorn

Celaya	McAlister
Chambers	McDaniel
Clark	McDonald
Cleveland	McFarland
Cockrell	McMurry
Coleman	McNamara
Colquitt	Mohrmann
Colson, Mrs.	Monkhouse
Cornett	Montgomery
Corry	Morris
Crossley	Newell
Daniel	Nicholson
Davis of Jasper	Page
Davis of Upshur	Petsch
Derden	Pevehouse
Dickson	Ragsdale
Dowell	Reader of Bexar
Faulkner	Reader of Erath
Ferguson	Reaves
Fielden	Reed
Fuchs	Rhodes
Galbreath	Riviere
Gilmer	Roach
Goodman	Roberts
Gordon, Mrs.	Robinson
Hale	Russell
Hamilton	Schuenemann
Hardeman	Segrist
Hardin	Shell
Harp	Skiles
Harper	Smith of Frio
Harrell of Bastrop	Smith of Hopkins
Harrell of Lamar	Smith
Harris	of Matagorda
Hartzog	Spencer
Heflin	Stinson
Holland	Stoll
Howard	Talbert
Hull	Tarwater
Hunt	Taylor
Isaacks	Tennant
Johnson of Ellis	Thornberry
Johnson of Tarrant	Turner
Keith	Vale
Kennedy	Vint
Kern	Voigt
Kerr	Waggoner
Kersey	Weldon
King	Wells
Langdon	Westbrook
Lehman	White
Leyendecker	Wilson
Little	Winfree
Lock	Wood
Loggins	Worley
London	Wright
Mays	

Absent

Dean	Dwyer
Dickison	Felty
Donaghey	Kinard

Leonard  
Piner

Pope  
Thornton

Absent—Excused

Hankamer  
Howington

Oliver

#### MESSAGE FROM THE SENATE

Austin, Texas, May 23, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 1018.

The following have been appointed, on the part of the Senate: Senators Hill, Beck, Lanning, Cotten and Burns.

Adopted the Conference Committee Report on Senate Joint Resolution No. 4 by the following vote: Yeas, 28; Nays, 0.

Adopted the Conference Committee Report on Senate Bill No. 36 by the following vote: Yeas, 27; Nays, 1.

Passed

H. B. No. 52, A bill to be entitled "An Act to amend Chapter 138 of the Acts of the Third Called Session of the Thirty-ninth Legislature, the same being an Act entitled: 'An Act to aid the City of Corpus Christi in the construction of a sea wall or breakwater so as to protect said city from calamitous overflow, by donating to said city all the State ad valorem taxes, collected on property and from persons in Jim Wells, Jim Hogg, Brooks, Kleberg, Willacy and Duval Counties and by donating to said city all the State ad valorem taxes, collected on property and from persons in Nueces County not heretofore donated to the City of Corpus Christi by Act of the Thirty-fifth Legislature of Texas, known as House Bill No. 694 for a period of twenty-five (25) years, and to provide a penalty for their misapplication', by extending the provisions of said Act for a period of eight (8) years from September 1, 1946, and declaring an emergency."

H. B. No. 580, A bill to be entitled "An Act authorizing and empowering any city to issue its negotiable bonds,

payable from revenues other than taxation for the purchase, construction, repair, improvement, extension or enlargement of its water system, sanitary sewer system, natural gas system, or electric light and power system, the purchase of additional water powers, lands for reservoirs, sewage, disposal plants and other water or sewer purposes, and riparian rights, and the purchase and improvement of parks and/or swimming pools, or either one or all, and declaring an emergency." (With amendments.)

Adopted

S. C. R. No. 56, Sine die adjournment.

Passed

H. B. No. 190, A bill to be entitled "An Act making the giving of any check, draft or order for money upon any bank, firm, person or corporation, a felony, providing the person so giving such check, draft or order has not at the time of giving such check, draft or order sufficient funds deposited with such bank, firm, person or corporation to pay such check, draft or order; etc., and declaring an emergency." (With amendment.)

H. B. No. 836, A bill to be entitled "An Act amending Section 3 of Article 5221-C, Title 83 of the Revised Civil Statutes of the State of Texas, exempting certain boilers within the city limits of cities having a population of two hundred and ninety thousand (290,000), or over, from inspection, inspection fees, etc., and declaring an emergency." (With amendment.)

The Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on House Bill No. 971.

The following have been appointed, on the part of the Senate: Senators Beck, Cotten, Burns, Moore and Pace.

Adopted the Conference Committee Report on Senate Bill No. 117 by the following vote: Yeas, 26; Nays, 2.

Adopted the Conference Committee Report on Senate Bill No. 118 by the following vote: Yeas, 26; Nays, 2.

Respectfully,

BOB BARKER,

Secretary of the Senate.

## HOUSE BILL NO. 72 WITH SENATE AMENDMENTS

The Speaker laid before the House, as postponed business, for consideration at this time, with Senate amendments,

H. B. No. 72, A bill to be entitled "An Act amending Chapter 277, Acts of the Regular Session of the Forty-second Legislature, as heretofore amended, designating said Act as the 'Motor Carrier Act of Texas' and adding the sections thereto contained in this Act, to be known as the 'Private Motor Carrier Act of Texas'; providing that said Motor Carrier Act shall not apply to a private carrier, as herein defined, except as specifically provided by this Act; etc., and declaring an emergency."

Mr. Hull having heretofore moved that the House concur in the Senate amendments to House Bill No. 72, and further consideration of same having been postponed until 10:30 o'clock a. m., today.

(Mr. Thornton in the Chair.)

## PRESENTATION TO HONORABLE AND MRS. R. E. MORSE

(Mr. Leonard in the Chair)

The hour set aside for the presentation of gifts to Hon. and Mrs. R. Emmett Morse, having arrived, Mr. Leonard, who was in the Chair, requested the following to occupy seats on the Speaker's Stand: Hon. John E. Roach, Hon. Homer Thornberry, Hon. Joe Skiles, Hon. C. H. Gilmer, Morris Kibler, Miss Effie Rebman, Joe Lassiter, and Hon. George Coltrin.

Hon. John E. Roach of Kaufman County offered prayer.

Songs were rendered by the following: Miss Gladys Echard, Miss Christine Gibson, Miss Phyllis Searcey, Miss Martha Collins and Miss Mary Collins.

Mr. Leonard presented Hon. Homer Thornberry, who, on behalf of the porters of the House, presented Speaker Morse with a "Val Pak."

Mr. Leonard presented Morris Kibler, who, on behalf of the pages of the House, presented Speaker Morse with a deer rifle.

Mr. Leonard presented Miss Effie Rebman, who, on behalf of the Stenographers, Proofreaders and

Mimeograph Clerks, presented Speaker and Mrs. Morse with a silver console set.

Mr. Leonard presented Joe Lassiter, who, on behalf of the Committee Clerks, presented Speaker Morse with a traveling bag.

Mr. Leonard presented Hon. George Coltrin, Chaplain, who, on behalf of the following departments, presented Speaker and Mrs. Morse with a sterling silver pitcher and tray and presented Mr. Morse with a hunting suit: Chief Clerks Department, Sergeant-at-Arms Department, Reading Clerk, Assistant Reading Clerk, Journal Clerk and Assistant, Engrossing Department, Enrolling Department, Doorkeeper and Assistants, Chaplain, Calendar Clerk and Assistants, Employees of Contingent Expense Committee, Night Watchmen and Elevator Boys.

Mr. Leonard presented Mr. Skiles, who, on behalf of the Members of the House presented Mrs. Morse with several pieces of flat silver.

Mr. Leonard presented Mr. Gilmer, who, on behalf of the Members of the House presented Mr. Morse with a platinum watch.

Mrs. Morse was then presented, and addressed the House, expressing appreciation for the gifts.

Mr. Leonard then presented Speaker Morse, who addressed the House, expressing appreciation for the gifts.

## RECESS

On motion of Mr. Harrell of Lamar, the House, at 11:45 o'clock a. m., took recess until 2:30 o'clock p. m., today.

## AFTERNOON SESSION

The House met at 2:30 o'clock p. m., and was called to order by Mr. Thornton.

## LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Daniel for this afternoon, on account of important business, on motion of Mr. Langdon.

Mr. Allison temporarily for this afternoon and tomorrow, on account of important business, on motion of Mr. Leonard.



Mr. Harrell of Bastrop, for this afternoon, on account of important business, on motion of Mr. Broadfoot.

#### HOUSE BILLS ON FIRST READING

Mr. Dwyer asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1113.

There was no objection offered.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Dwyer:

H. B. No. 1113, A bill to be entitled "An Act to amend Section 1 of House Bill No. 196, passed by the Regular Session of the Forty-sixth Legislature, and declaring an emergency."

Referred to the Committee on Municipal and Private Corporations.

Mr. Gilmer asked unanimous consent, to introduce, at this time, and have placed on first reading, House Bill No. 1114.

There was no objection offered.

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Gilmer and Mr. Petsch:

H. B. No. 1114, A bill to be entitled "An Act to prohibit the taking of fish in Kimble, Kerr, Edwards, Real, Sutton, Bandera, Mason, Menard, Blanco, Llano, Kendall, or Gillespie Counties with any device equipped with more than two (2) hooks, prohibiting the use of floats except in certain cases, except artificial bait used with a rod and reel and excepting a twenty (20) foot minnow seine for the purpose of taking minnows for bait; providing the size limits and bag limits for fish taken in said Counties; providing a closed season from March 1st to June 1st; prohibiting the sale of any fresh water fish in said Counties; providing a penalty for any violation of this Act; repealing all General or Special Laws, in so far as they conflict with this Act; excepting any portion of Medina Lake, Buchanan Lake and Inks Lake from the provisions of this Act, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

#### COMMUNICATION

The Chair laid before the House, and had read, the following communication:

House of Representatives, Forty-sixth Legislature, Austin, Texas.

Ladies and Gentlemen: The resolution and lovely flowers you sent to me while I was in the hospital were deeply appreciated, and I thank you and assure you that they made the time shorter and each day brighter.

Again I thank you,

Sincerely,

MRS. R. H. REAVES.

#### TO GRANT PERMISSION TO SUE THE STATE

Mr. Montgomery offered the following resolution:

H. C. R. No. 160, To grant Ross Brothers and Cook Brothers permission to sue the State.

Whereas, On or about October 1, 1937, Ross Brothers of Fort Worth, Texas, sold to the State of Texas, and the State Prison System, one hundred and thirty (130) mules for a total consideration of \$23,400.00; and on or about said date Cook Brothers of Houston, Texas, sold to said State and said Prison System eighteen (18) mules and one (1) mare for a total consideration of \$3,200.00. Pursuant to the terms of said sales, said mules were promptly delivered to the Texas Prison System where they were immediately put to work and have been in the service of said Prison System for approximately twenty months; and

Whereas, State Treasury Warrant No. 41553 for the sum of \$23,400.00 was issued to Ross Brothers, and Treasury Warrant No. 36443 was issued to Cook Brothers in the sum of \$3,200.00; and

Whereas, The Prison Board because of certain claimed objections to the mules bought in said sale, stopped payment on each of said warrants and on the 22nd day of May, 1939, said Prison Board in conference with Ross Brothers and Cook Brothers and their attorneys settled the differences between them, and it was agreed that the sum of \$22,878.20 should be paid to Ross Brothers and \$3,137.54 should be paid to Cook Brothers in full settlement of their claim against the

State of Texas and Texas Prison System; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That Ross Brothers and Cook Brothers be, and they are hereby authorized to sue the State of Texas and the Texas Prison System in any Court of competent jurisdiction in Travis County, Texas, for the amounts respectively, as agreed upon, and as above set out. That citation be served upon the Governor or Attorney General of Texas, or that either may waive the issuance of citation and the service thereof, by filing such waiver through and by his duly authorized and acting Agent, or Representative. That whatever judgment may be entered by the Court on such trial be ordered paid out of funds now on hand and heretofore appropriated for the Texas Prison System as evidenced by Appropriation No. X1375, and now allocated for the payment of State of Texas Treasury Warrant No. 41553, heretofore issued to Ross Brothers for the sum of \$23,400.00—and State of Texas Treasury Warrant No. 36443, heretofore issued to Cook Brothers in the sum of \$3,200.00.

MONTGOMERY,  
HULL.

The resolution was read second time, and was referred, by the Chair, to the Committee on State Affairs.

#### RELATIVE TO HOUSE BILL NO. 904

By unanimous consent of the House, Mr. Keith was appointed as a conferee on House Bill No. 904 in place of Mr. Pevehouse.

#### HOUSE BILL NO. 72 WITH SEN- ATE AMENDMENTS

The Chair laid before the House, as pending business, House Bill No. 72 with Senate amendments, for consideration of the amendments.

Mr. Hull having heretofore moved that the House concur in the Senate amendments to House Bill No. 72.

Mr. Leonard moved, as a substitute motion, that the House do not concur in the Senate amendments, and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

Mr. Hull moved to table the substitute motion by Mr. Leonard.

Mr. Lehman moved the previous

question on the motion by Mr. Hull, and the substitute motion by Mr. Leonard, and the main question was ordered.

Question recurring on the motion to table the substitute motion by Mr. Leonard, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—65

Alsup	Langdon
Anderson	Lehman
Baker of Grayson	Leyendecker
Bond	Little
Boyd	London
Bradford	McAlister
Bray	McDaniel
Bridgers	McDonald
Brown of Cherokee	McMurry
Bundy	Morris
Burney	Nicholson
Cleveland	Petsch
Colquitt	Pevehouse
Corry	Reader of Bexar
Daniel	Reed
Dickison	Rhodes
Dwyer	Roach
Faulkner	Roberts
Felty	Robinson
Fielden	Russell
Fuchs	Segrist
Hamilton	Smith
Hardin	of Matagorda
Harper	Stinson
Harrell of Bastrop	Stoll
Harrell of Lamar	Talbert
Howard	Tennant
Hull	Thornberry
Johnson of Ellis	Turner
Johnson of Tarrant	Waggoner
Keith	Winfree
Kennedy	Wood
Kinard	Worley

Nays—73

Allen	Chambers
Allison	Clark
Bailey	Cockrell
Baker	Coleman
of Fort Bend	Colson, Mrs.
Bell	Cornett
Blankenship	Crossley
Boethel	Davis of Jasper
Boyer	Davis of Upshur
Bradbury	Derden
Broadfoot	Dickson
Brown	Donaghey
of Nacogdoches	Dowell
Burkett	Ferguson
Celaya	Galbreath

Gilmer	Pace
Goodman	Pope
Gordon, Mrs.	Ragsdale
Hale	Reader of Erath
Hardeman	Reaves
Harp	Riviere
Harris	Schuenemann
Holland	Shell
Hunt	Skiles
Isaacks	Smith of Frio
Kern	Smith of Hopkins
Kerr	Spencer
Kersey	Tarwater
King	Taylor
Leonard	Vale
Lock	Voigt
Loggins	Weldon
Mays	Wells
McNamara	Westbrook
Mohrmann	White
Monkhouse	Wilson
Montgomery	Wright
Newell	

## Absent

Cauthorn	McFarland
Dean	Piner
Hartzog	Thornton
Heflin	Vint

## Absent—Excused

Hankamer	Oliver
Howington	

Question then recurring on the substitute motion by Mr. Leonard that the House do not concur in the Senate amendments to House Bill No. 72, and that a Conference Committee be requested to adjust the differences between the two Houses, yeas and nays were demanded.

The motion by Mr. Leonard prevailed by the following vote:

## Yeas—100

Allen	Burney
Allison	Cauthorn
Alsup	Celaya
Bailey	Chambers
Baker of Grayson	Clark
Bell	Cleveland
Blankenship	Cockrell
Boethel	Coleman
Boyd	Colson, Mrs.
Boyer	Cornett
Bradbury	Crossley
Broadfoot	Davis of Upshur
Brown of Cherokee	Derden
Brown	Dickson
of Nacogdoches	Dickson
Bundy	Donaghey
Burkett	Dowell

Faulkner	Monkhouse
Felty	Montgomery
Ferguson	Morris
Fielden	Newell
Galbreath	Pace
Gilmer	Petsch
Goodman	Pevehouse
Gordon, Mrs.	Pope
Hale	Ragsdale
Hamilton	Reader of Erath
Hardeman	Reaves
Harrell of Bastrop	Riviere
Harrell of Lamar	Roach
Harris	Roberts
Hartzog	Schuenemann
Heflin	Shell
Holland	Skiles
Howard	Smith of Frio
Hull	Smith of Hopkins
Hunt	Spencer
Isaacks	Stoll
Kennedy	Talbert
Kern	Tarwater
Kerr	Taylor
Kersey	Vale
King	Vint
Leonard	Voigt
Little	Weldon
Lock	Wells
Loggins	White
London	Wilson
Mays	Worley
McNamara	Wright
Mohrmann	

## Nays—38

Bond	McDaniel
Bradford	McDonald
Bray	McFarland
Bridgers	McMurry
Colquitt	Nicholson
Corry	Reader of Bexar
Daniel	Reed
Davis of Jasper	Rhodes
Dwyer	Robinson
Fuchs	Russell
Hardin	Segrist
Johnson of Ellis	Stinson
Johnson of Tarrant	Tennant
Keith	Thornberry
Kinard	Turner
Langdon	Waggoner
Lehman	Westbrook
Leyendecker	Winfree
McAlister	Wood

## Absent

Anderson	Harper
Baker	Piner
of Fort Bend	Smith
Dean	of Matagorda
Harp	Thornton

## Absent—Excused

Hankamer                      Oliver  
Howington

Mr. Leonard moved to reconsider the vote by which the substitute motion prevailed, and to table the motion to reconsider.

The motion to table prevailed.

INSTRUCTIONS TO CONFERENCE  
COMMITTEE ON HOUSE  
BILL NO. 72

Mr. Hale submitted the following motion:

I move that the House instruct its Conference Committee on House Bill No. 72, to rewrite Section 12, Subsection (d), p. 5, to read as follows:

"(d) Any person transporting milk or cream from the farm where produced to a creamery or cheese factory in a motor vehicle owned by such person."

Mr. Bond raised a point of order on further consideration of the motion by Mr. Hale, at this time, on the ground that the motion is in effect an amendment to the bill and is therefore out of order at this time.

The Chair overruled the point of order.

Mr. Hull moved, as a substitute motion, that the Conference Committee on House Bill No. 72 be not instructed.

Mr. Leonard moved to table the substitute motion by Mr. Hull.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—63

Allen	Clark
Bailey	Cockrell
Baker	Coleman
of Fort Bend	Colson, Mrs.
Boethel	Crossley
Boyer	Davis of Upshur
Broadfoot	Derden
Brown	Dickison
of Nacogdoches	Donaghey
Burkett	Dowell
Burney	Ferguson
Cauthorn	Fielden
Celaya	Galbreath
Chambers	Gilmer

Goodman	Pace
Hale	Petsch
Hardeman	Piner
Harp	Reader of Erath
Hartzog	Roach
Howard	Schuenemann
Hunt	Skiles
Kern	Smith of Frio
Kerr	Smith of Hopkins
Kersey	Spencer
King	Stoll
Leonard	Talbert
Little	Tarwater
London	Vale
Mays	Voigt
Mohrmann	Weldon
Monkhouse	Wells
Montgomery	Wright
Newell	

## Nays—58

Alsup	Langdon
Baker of Grayson	Lehman
Bell	Lock
Bond	McAlister
Boyd	McDonald
Bradford	McFarland
Bridgers	McMurry
Brown of Cherokee	McNamara
Bundy	Morris
Cleveland	Nicholson
Corry	Pevehouse
Daniel	Reader of Bexar
Dickson	Reed
Dwyer	Rhodes
Faulkner	Riviere
Fuchs	Roberts
Gordon, Mrs.	Robinson
Hamilton	Russell
Hardin	Smith
Harper	of Matagorda
Harrell of Lamar	Taylor
Harris	Tennant
Holland	Thornberry
Hull	Turner
Isaacks	Waggoner
Johnson of Ellis	White
Johnson of Tarrant	Wilson
Keith	Winfree
Kennedy	Wood
Kinard	

## Present—Not Voting

Anderson	Vint
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## Absent

Blankenship	Dean
Bradbury	Felty
Bray	Heflin
Colquitt	Leyendecker
Cornett	Loggins
Davis of Jasper	McDaniel

Pope	Stinson
Ragsdale	Thornton
Reaves	Westbrook
Segrist	Worley
Shell	

Absent—Excused

Allison	Howington
Hankamer	Oliver
Harrell of Bastrop	

Question then recurring on the motion by Mr. Hale, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—63

Allen	Heflin
Bailey	Howard
Baker	Hunt
of Fort Bend	Kennedy
Boethel	Kern
Boyer	Kerr
Bradbury	Kersey
Broadfoot	King
Brown	Leonard
of Nacogdoches	Little
Burkett	London
Burney	Mays
Cauthorn	Mohrmann
Celaya	Monkhouse
Chambers	Newell
Clark	Pace
Cockrell	Piner
Coleman	Ragsdale
Colquitt	Reader of Erath
Cornett	Roach
Crossley	Schuenemann
Davis of Jasper	Skiles
Davis of Upshur	Smith of Frio
Derden	Smith of Hopkins
Dowell	Spencer
Ferguson	Stoll
Fielden	Tarwater
Galbreath	Vale
Gilmer	Voigt
Goodman	Weldon
Hale	Wells
Hardeman	Westbrook
Harp	

Nays—63

Alsup	Corry
Baker of Grayson	Daniel
Bell	Dickson
Bond	Dickson
Boyd	Donaghey
Bradford	Dwyer
Bridgers	Faulkner
Brown of Cherokee	Felty
Bundy	Fuchs
Cleveland	Gordon, Mrs.

Hamilton	Petsch
Hardin	Pevehouse
Harper	Reader of Bexar
Harrell of Lamar	Reed
Harris	Rhodes
Hartzog	Riviere
Holland	Roberts
Hull	Robinson
Isaacks	Russell
Johnson of Ellis	Segrist
Johnson of Tarrant	Smith
Keith	of Matagorda
Kinard	Taylor
Langdon	Tennant
Lehman	Thornberry
Lock	Turner
McAlister	Waggoner
McDonald	White
McFarland	Wilson
McMurry	Winfree
McNamara	Wood
Nicholson	Worley

Present—Not Voting

Vint

Absent

Anderson	Morris
Blankenship	Pope
Bray	Reaves
Colson, Mrs.	Shell
Dean	Stinson
Leyendecker	Talbert
Loggins	Thornton
McDaniel	Wright
Montgomery	

Absent—Excused

Allison	Howington
Hankamer	Oliver
Harrell of Bastrop	

Mr. Leonard submitted the following motion:

I move to instruct the Conference Committee to include in the Conference Report on House Bill No. 72, the following:

"The term 'Motor Carrier,' and the term, 'Private Carrier,' shall not be held to include, 'any person transporting his own farm implements, farm supplies, livestock feed stuffs, milk, cream, dairy products, poultry, eggs, agricultural products or wool and mohair, from the area of production to the market.'"

Mr. Hull moved to table the motion by Mr. Leonard.

The motion to table was lost.

Question then recurring on the motion by Mr. Leonard to instruct the

Conference Committee on House Bill No. 72, yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—77

Allen	Harris
Alsup	Heflin
Bailey	Howard
Baker	Hunt
of Fort Bend	Isaacks
Bell	Kern
Boethel	Kerr
Boyer	Kersey
Bradbury	King
Bridgers	Langdon
Broadfoot	Leonard
Brown of Cherokee	Leyendecker
Brown	Loggins
of Nacogdoches	London
Burkett	Mays
Burney	McMurry
Cauthorn	Mohrmann
Celaya	Monkhouse
Chambers	Newell
Clark	Petsch
Cockrell	Piner
Coleman	Pope
Colson, Mrs.	Reader of Erath
Cornett	Schuenemann
Corry	Shell
Crossley	Skiles
Davis of Upshur	Smith of Frio
Derden	Smith of Hopkins
Dowell	Spencer
Ferguson	Talbert
Fielden	Tarwater
Fuchs	Vale
Galbreath	Voigt
Gilmer	Weldon
Goodman	Wells
Gordon, Mrs.	Westbrook
Hale	White
Hardeman	Worley
Harp	Wright
Harper	

## Nays—57

Anderson	Dwyer
Baker of Grayson	Faulkner
Bond	Felty
Boyd	Hamilton
Bradford	Hardin
Bray	Harrell of Lamar
Bundy	Holland
Cleveland	Hull
Colquitt	Johnson of Ellis
Daniel	Johnson of Tarrant
Davis of Jasper	Keith
Dickison	Kennedy
Dickson	Kinard
Donaghey	Lehman

Little	Roberts
Lock	Robinson
McAlister	Russell
McDaniel	Smith
McDonald	of Matagorda
McFarland	Stinson
McNamara	Stoll
Morris	Taylor
Nicholson	Tennant
Pevehouse	Thornberry
Reader of Bexar	Turner
Reed	Waggoner
Rhodes	Wilson
Riviere	Winfree
Roach	Wood

## Present—Not Voting

Vint

## Absent

Blankenship	Ragsdale
Dean	Reaves
Hartzog	Segrist
Montgomery	Thornton
Pace	

## Absent—Excused

Allison	Howington
Hankamer	Oliver
Harrell of Bastrop	

Mr. Leonard moved to reconsider the vote by which the motion to instruct the Conference Committee prevailed, and to table the motion to reconsider.

The motion to table prevailed.

### TO PROVIDE FOR CONSIDERATION OF LOCAL AND UNCONTESTED BILLS

Mr. Hull moved that the House meet at 7:30 o'clock p. m., today, for the purpose of considering local and uncontested bills.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

## Yeas—69

Allen	Burkett
Alsup	Burney
Anderson	Clark
Bell	Cleveland
Boyer	Cockrell
Bradbury	Coleman
Bradford	Colquitt
Brown of Cherokee	Colson, Mrs.
Brown	Cornett
of Nacogdoches	Crossley
Bundy	Daniel

Dickison	Lock
Donaghey	McAlister
Dwyer	McFarland
Felty	Montgomery
Fuchs	Nicholson
Galbreath	Pace
Gilmer	Petsch
Gordon, Mrs.	Pope
Hamilton	Robinson
Harp	Schuenemann
Harper	Shell
Hartzog	Smith of Frio
Heflin	Spencer
Holland	Stinson
Howard	Stoll
Hull	Tennant
Hunt	Turner
Isaacks	Weldon
Johnson of Tarrant	Wells
Kersey	White
Kinard	Wilson
King	Wood
Langdon	Worley
Lehman	Wright

## Nays—57

Bailey	London
Baker	Mays
of Fort Bend	McDaniel
Baker of Grayson	McDonald
Blankenship	McMurry
Boethel	McNamara
Bond	Mohrmann
Boyd	Monkhouse
Bray	Morris
Broadfoot	Newell
Cauthorn	Pevehouse
Celaya	Reader of Bexar
Corry	Reader of Erath
Davis of Jasper	Reed
Davis of Upshur	Rhodes
Derden	Roach
Dowell	Roberts
Faulkner	Russell
Ferguson	Smith of Hopkins
Fielden	Smith
Goodman	of Matagorda
Hardeman	Talbert
Hardin	Tarwater
Harris	Taylor
Johnson of Ellis	Thornberry
Kennedy	Vale
Kern	Voigt
Kerr	Waggoner
Little	Winfree
Loggins	

## Present—Not Voting

Keith	Vint
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## Absent

Bridgers	Dean
Chambers	Dickson

Hale	Reaves
Harrell of Lamar	Riviere
Leonard	Segrist
Leyendecker	Skiles
Piner	Thornton
Ragsdale	Westbrook

## Absent—Excused

Allison	Howington
Hankamer	Oliver
Harrell of Bastrop	

## MESSAGE FROM THE GOVERNOR

The Chair laid before the House, and had read the following message from the Governor:

May 24, 1939.

To the Members of the House of Representatives of the Forty-sixth Legislature:

I am vetoing and returning to you House Concurrent Resolution No. 58, by Reed, which is a resolution requesting the Supreme Court to promulgate a District Court rule substantially in the form of Rule 16 of the Federal Rules of Civil Practice setting up pre-trial procedure, as this law is unnecessary since the passage of House Bill No. 108.

Very truly yours,

W. LEE O'DANIEL,  
Governor.

RELATIVE TO HOUSE BILL  
NO. 231

Mr. Mays offered the following resolution:

H. C. R. No. 161, Relative to House Bill No. 231.

Whereas, It is a known fact that House Bill No. 231 is blocking all considerations of House bills in the Senate; and

Whereas, It is a foregone conclusion that this measure will not be allowed to come up for a vote in the Senate; and

Whereas, There are many worthy House measures that are likely to be lost if this measure is allowed to continue in its present status in the Senate; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Senate return to the House for further consideration House Bill No. 231.

The resolution was read second time.

Mr. Smith of Matagorda moved to table the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—99

Allison	Kerr
Alsup	Kinard
Bailey	King
Baker of Grayson	Langdon
Bell	Lehman
Blankenship	Leyendecker
Boethel	Little
Bond	Lock
Boyd	Loggins
Boyer	London
Bradbury	McAlister
Bradford	McDaniel
Bridgers	McDonald
Brown of Cherokee	McFarland
Bundy	Mohrmann
Cauthorn	Morris
Chambers	Nicholson
Clark	Pace
Cleveland	Petsch
Coleman	Pevehouse
Colson, Mrs.	Ragsdale
Corry	Reader of Bexar
Davis of Jasper	Reader of Erath
Derden	Reed
Dickison	Rhodes
Dickson	Riviere
Donaghey	Roach
Dowell	Robinson
Dwyer	Russell
Faulkner	Schuenemann
Felty	Segrist
Ferguson	Shell
Gilmer	Skiles
Goodman	Smith
Hale	of Matagorda
Hamilton	Stinson
Hardeman	Stoll
Hardin	Talbert
Harp	Tennant
Harper	Thornberry
Harrell of Lamar	Turner
Harris	Vale
Hartzog	Vint
Heflin	Voigt
Holland	Wells
Howard	White
Isaacks	Wilson
Johnson of Ellis	Winfree
Johnson of Tarrant	Wood
Keith	Worley

## Nays—29

Anderson	Broadfoot
Baker	Brown
of Fort Bend	of Nacogdoches

Burkett	Mays
Burney	McMurry
Cockrell	McNamara
Cornett	Roberts
Crossley	Smith of Hopkins
Davis of Upshur	Spencer
Fielden	Tarwater
Fuchs	Taylor
Galbreath	Waggoner
Hunt	Weldon
Kennedy	Westbrook
Kern	Wright
Kersey	

## Present—Not Voting

Allen

## Absent

Bray	Montgomery
Celaya	Newell
Colquitt	Piner
Dean	Pope
Gordon, Mrs.	Reaves
Hull	Smith of Frio
Leonard	Thornton
Monkhouse	

## Absent—Excused

Daniel	Howington
Hankamer	Oliver
Harrell of Bastrop	

## SENATE BILL NO. 194 ON THIRD READING

The Chair laid before the House, on its third reading and final passage, S. B. No. 194, A bill to be entitled "An Act to amend Article 5057a of the Revised Civil Statutes of 1925, as amended by Senate Bill No. 12, Chapter 190, Acts of the Regular Session of the Fortieth Legislature, so as to provide for the manner in which fire insurance companies and casualty insurance companies incorporated under the laws of this State shall render their property for taxation; providing where such property shall be rendered for taxation, and declaring an emergency."

The bill was read third time.

Mr. Keith asked unanimous consent, that the following amendment be made to read after the word "premiums" on line 39 of the printed Senate Bill No. 194, page 1: "which reserves shall be computed in such manner as may be prescribed by the rules and regulations of the Board of Insurance Commissioners."

There was no objection offered, and it was so ordered.

Senate Bill No. 194 was then passed.



# TO PROVIDE FOR ADJOURNMENT SINE DIE

The Chair laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 56, To provide for adjournment sine die.

Be It Resolved by the Senate of Texas, the House of Representatives concurring, that:

Conditioned that the House adopt this resolution on or before May 31, 1939, the Regular Session of the Forty-sixth Legislature stand adjourned sine die on Saturday, June 3, 1939, at 12:00 o'clock noon.

The resolution was read second time.

Mr. Kern moved to table the resolution.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

## Yeas—117

Allen	Derden
Allison	Dickison
Alsup	Dickson
Bailey	Dowell
Baker	Dwyer
of Fort Bend	Faulkner
Baker of Grayson	Felty
Bell	Ferguson
Blankenship	Fielden
Boethel	Fuchs
Bond	Galbreath
Boyd	Gilmer
Bradbury	Gordon, Mrs.
Bridgers	Hale
Broadfoot	Hamilton
Brown of Cherokee	Hardeman
Brown	Hardin
of Nacogdoches	Harp
Bundy	Harper
Burkett	Harrell of Lamar
Burney	Harris
Cauthorn	Heflin
Celaya	Holland
Chambers	Howard
Clark	Hunt
Cleveland	Isaacks
Cockrell	Johnson of Ellis
Coleman	Keith
Colquitt	Kennedy
Colson, Mrs.	Kern
Cornett	Kerr
Corry	Kersey
Crossley	King
Davis of Jasper	Langdon

Lehman	Robinson
Leyendecker	Russell
Little	Shell
Lock	Skiles
Loggins	Smith of Frio
London	Smith of Hopkins
McDaniel	Smith
McDonald	of Matagorda
McFarland	Spencer
McMurry	Stinson
McNamara	Stoll
Mohrmann	Talbert
Montgomery	Tarwater
Morris	Tennant
Newell	Thornberry
Pace	Turner
Pevehouse	Vint
Piner	Voigt
Pope	Weldon
Ragsdale	Wells
Reader of Erath	Westbrook
Reaves	White
Reed	Wilson
Rhodes	Winfree
Riviere	Worley
Roach	Wright

## Nays—22

Boyer	McAlister
Bradford	Monkhouse
Bray	Nicholson
Davis of Upshur	Petsch
Donaghey	Roberts
Goodman	Schuenemann
Hartzog	Segrist
Hull	Taylor
Johnson of Tarrant	Vale
Kinard	Waggoner
Mays	Wood

## Absent

Anderson	Reader of Bexar
Dean	Thornton
Leonard	

## Absent—Excused

Daniel	Howington
Hankamer	Oliver
Harrell of Bastrop	

# HOUSE BILL NO. 580 WITH SEN- ATE AMENDMENTS

Mr. Morris called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 580, A bill to be entitled "An Act authorizing and empowering any city to issue its negotiable bonds, payable from revenues other than taxation for the purchase, construction,

repair, improvement, extension or enlargement of its water system, sanitary sewer system, natural gas system, or electric light and power system, the purchase of additional water powers, lands for reservoirs, sewage disposal plants and other water or sewer purposes, and riparian rights, and the purchase and improvement of parks and/or swimming pools, or either one or all of said purposes; etc., and declaring an emergency."

On motion of Mr. Morris, the House concurred in the Senate amendments by the following vote:

## Yeas—122

Allen	Gordon, Mrs.
Alsup	Hale
Anderson	Hardeman
Bailey	Hardin
Baker	Harp
of Fort Bend	Harper
Baker of Grayson	Harrell of Lamar
Bell	Harris
Boethel	Hartzog
Bond	Heflin
Boyd	Howard
Boyer	Hull
Bradbury	Isaacks
Bradford	Johnson of Ellis
Bridgers	Johnson of Tarrant
Brown of Cherokee	Kennedy
Brown	Kern
of Nacogdoches	Kerr
Burkett	Kersey
Burney	King
Cauthorn	Langdon
Chambers	Lehman
Clark	Leyendecker
Cockrell	Little
Coleman	Lock
Colson, Mrs.	Loggins
Cornett	London
Corry	Mays
Crossley	McAlister
Davis of Jasper	McDaniel
Davis of Upshur	McDonald
Derden	McFarland
Dickison	McMurry
Dickson	McNamara
Donaghey	Mohrmann
Dowell	Monkhouse
Dwyer	Montgomery
Faulkner	Morris
Felty	Nicholson
Ferguson	Pace
Fielden	Petsch
Fuchs	Pevehouse
Galbreath	Piner
Gilmer	Reader of Bexar
Goodman	Reader of Erath

Reaves	Tarwater
Reed	Taylor
Rhodes	Tennant
Riviere	Thornberry
Roach	Turner
Roberts	Vale
Robinson	Vint
Russell	Voigt
Schuenemann	Waggoner
Shell	Weldon
Skiles	Wells
Smith of Frio	Westbrook
Smith of Hopkins	White
Smith	Wilson
of Matagorda	Winfree
Spencer	Wood
Stoll	Worley
Talbert	

## Nays—2

Bray	Stinson
Present—Not Voting	

Leonard

## Absent

Blankenship	Hunt
Broadfoot	Kinard
Bundy	Newell
Celaya	Pope
Cleveland	Ragsdale
Colquitt	Segrist
Dean	Thornton
Hamilton	Wright
Holland	

## Absent—Excused

Allison	Howington
Daniel	Keith
Hankamer	Oliver
Harrell of Bastrop	

Mr. Davis of Upshur moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

The motion was lost.

## BILL ORDERED NOT PRINTED

(By unanimous consent)

On motion of Mr. Dwyer, House Bill No. 1113 was ordered not printed.

Mr. Ferguson moved that the House recess until 7:30 o'clock p. m., today.

The motion was lost.

## MESSAGE FROM THE SENATE

Austin, Texas, May 24, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate

has adopted the Conference Committee Report on House Bill No. 904 by the following vote: Yeas, 28; Nays, 0.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### HOUSE BILL NO. 982 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 982, A bill to be entitled "An Act prescribing the means by which fish may be taken from the waters of Coryell County; prohibiting the sale of catfish taken in that County; repealing all conflicting laws; providing a penalty, and declaring an emergency."

The bill was read second time.

Mr. Burney offered the following amendment to the bill:

Amend House Bill No. 982, by inserting at the proper place in the emergency clause the following: "and this Act shall take effect and be in force from and after its passage."

The amendment was adopted.

House Bill No. 982 was then passed to engrossment.

#### HOUSE BILL NO. 982 ON THIRD READING

Mr. Burney moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 982 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Bridgers
Alsup	Broadfoot
Anderson	Brown of Cherokee
Bailey	Brown
Baker	of Nacogdoches
of Fort Bend	Bundy
Baker of Grayson	Burkett
Bell	Burney
Blankenship	Cauthorn
Boethel	Chambers
Bond	Clark
Boyd	Cleveland
Boyer	Cockrell
Bradbury	Coleman
Bradford	Colson, Mrs.
Bray	Cornett

Corry	McNamara
Crossley	Mohrmann
Davis of Jasper	Monkhouse
Davis of Upshur	Montgomery
Derden	Morris
Dickison	Newell
Dickson	Nicholson
Donaghey	Pace
Faulkner	Petsch
Felty	Pevehouse
Ferguson	Pope
Fielden	Reader of Bexar
Fuchs	Reader of Erath
Galbreath	Reaves
Gilmer	Reed
Goodman	Rhodes
Gordon, Mrs.	Riviere
Hale	Roach
Hamilton	Roberts
Hardin	Robinson
Harp	Russell
Harper	Schuenemann
Harrell of Lamar	Segrist
Harris	Shell
Hartzog	Skiles
Heflin	Smith of Frio
Holland	Smith of Hopkins
Howard	Smith
Hull	of Matagorda
Hunt	Spencer
Johnson of Ellis	Stinson
Johnson of Tarrant	Stoll
Kennedy	Talbert
Kern	Tarwater
Kerr	Taylor
Kersey	Tennant
Kinard	Thornberry
King	Turner
Langdon	Vale
Lehman	Vint
Leonard	Voigt
Leyendecker	Waggoner
Little	Weldon
Lock	Wells
Loggins	White
London	Wilson
Mays	Winfree
McAlister	Wood
McDaniel	Worley
McDonald	Wright
McMurry	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 982 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—130

Allen	Hale
Alsup	Hamilton
Anderson	Hardin
Bailey	Harp
Baker	Harper
of Fort Bend	Harrell of Lamar
Baker of Grayson	Harris
Bell	Hartzog
Blankenship	Heflin
Boethel	Holland
Bond	Howard
Boyd	Hull
Boyer	Hunt
Bradbury	Johnson of Ellis
Bradford	Johnson of Tarrant
Bray	Kennedy
Bridgers	Kern
Broadfoot	Kerr
Brown of Cherokee	Kersey
Brown	Kinard
of Nacogdoches	King
Bundy	Langdon
Burkett	Lehman
Burney	Leonard
Cauthorn	Leyendecker
Chambers	Little
Clark	Lock
Cleveland	Loggins
Cockrell	London
Coleman	Mays
Colson, Mrs.	McAlister
Cornett	McDaniel
Corry	McDonald
Crossley	McMurry
Davis of Jasper	McNamara
Davis of Upshur	Mohrmann
Derden	Monkhouse
Dickison	Montgomery
Dickson	Morris
Donaghey	Newell
Faulkner	Nicholson
Felty	Pace
Ferguson	Petsch
Fielden	Pevehouse
Fuchs	Pope
Galbreath	Reader of Bexar
Gilmer	Reader of Erath
Goodman	Reaves
Gordon, Mrs.	Reed

Rhodes	Tarwater
Riviere	Taylor
Roach	Tennant
Roberts	Thornberry
Robinson	Turner
Russell	Vale
Schuenemann	Vint
Segrist	Voigt
Shell	Waggoner
Skiles	Weldon
Smith of Frio	Wells
Smith of Hopkins	White
Smith	Wilson
of Matagorda	Winfree
Spencer	Wood
Stinson	Worley
Stoll	Wright
Talbert	

## Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## HOUSE BILL NO. 1025 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1025, A bill to be entitled "An Act permitting the use of a one inch net for taking suckers, carp, buffalo and shad from Bosque River, in Hamilton County; prohibiting the use of any other seine or net except a minnow seine; providing a penalty; repealing all conflicting laws, and declaring an emergency."

The bill was read second time.

Mr. Burney offered the following amendment to the bill:

Amend House Bill No. 1025, by inserting at the proper place in the emergency clause "and this Act shall take effect and be in force from and after its passage."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered

amended to conform to all changes and with the body of the bill.

House Bill No. 1025 was then passed to engrossment.

### HOUSE BILL NO. 1025 ON THIRD READING

Mr. Burney moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1025 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—130

Allen	Galbreath
Alsup	Gilmer
Anderson	Goodman
Bailey	Gordon, Mrs.
Baker	Hale
of Fort Bend	Hamilton
Baker of Grayson	Hardin
Bell	Harp
Blankenship	Harper
Boethel	Harrell of Lamar
Bond	Harris
Boyd	Hartzog
Boyer	Heflin
Bradbury	Holland
Bradford	Howard
Bray	Hull
Bridgers	Hunt
Broadfoot	Johnson of Ellis
Brown of Cherokee	Johnson of Tarrant
Brown	Kennedy
of Nacogdoches	Kern
Bundy	Kerr
Burkett	Kersey
Burney	Kinard
Cauthorn	King
Chambers	Langdon
Clark	Lehman
Cleveland	Leonard
Cockrell	Leyendecker
Coleman	Little
Colson, Mrs.	Lock
Cornett	Loggins
Corry	London
Crossley	Mays
Davis of Jasper	McAlister
Davis of Upshur	McDaniel
Derden	McDonald
Dickison	McMurry
Dickson	McNamara
Donaghey	Mohrmann
Faulkner	Monkhouse
Felty	Montgomery
Ferguson	Morris
Fielden	Newell
Fuchs	Nicholson

Pace	Spencer
Petsch	Stinson
Pevehouse	Stoll
Pope	Talbert
Reader of Bexar	Tarwater
Reader of Erath	Taylor
Reaves	Tennant
Reed	Thornberry
Rhodes	Turner
Riviere	Vale
Roach	Vint
Roberts	Voigt
Robinson	Waggoner
Russell	Weldon
Schuenemann	Wells
Segrist	White
Shell	Wilson
Skiles	Winfree
Smith of Frio	Wood
Smith of Hopkins	Worley
Smith	Wright
of Matagorda	

#### Nays—1

Hardeman

#### Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

#### Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 1025 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

#### Yeas—130

Allen	Bridgers
Alsup	Broadfoot
Anderson	Brown of Cherokee
Bailey	Brown
Baker	of Nacogdoches
of Fort Bend	Bundy
Baker of Grayson	Burkett
Bell	Burney
Blankenship	Cauthorn
Boethel	Chambers
Bond	Clark
Boyd	Cleveland
Boyer	Cockrell
Bradbury	Coleman
Bradford	Colson, Mrs.
Bray	Cornett

Corry	McNamara
Crossley	Mohrmann
Davis of Jasper	Monkhouse
Davis of Upshur	Montgomery
Derden	Morris
Dickison	Newell
Dickson	Nicholson
Donaghey	Pace
Faulkner	Petsch
Felty	Pevehouse
Ferguson	Pope
Fielden	Reader of Bexar
Fuchs	Reader of Erath
Galbreath	Reaves
Gilmer	Reed
Goodman	Rhodes
Gordon, Mrs.	Riviere
Hale	Roach
Hamilton	Roberts
Hardin	Robinson
Harp	Russell
Harper	Schuenemann
Harrell of Lamar	Segrist
Harris	Shell
Hartzog	Skiles
Heflin	Smith of Frio
Holland	Smith of Hopkins
Howard	Smith
Hull	of Matagorda
Hunt	Spencer
Johnson of Ellis	Stinson
Johnson of Tarrant	Stoll
Kennedy	Talbert
Kern	Tarwater
Kerr	Taylor
Kersey	Tennant
Kinard	Thornberry
King	Turner
Langdon	Vale
Lehman	Vint
Leonard	Voigt
Leyendecker	Waggoner
Little	Weldon
Lock	Wells
Loggins	White
London	Wilson
Mays	Winfree
McAlister	Wood
McDaniel	Worley
McDonald	Wright
McMurry	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## HOUSE BILL NO. 1037 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1037, A bill to be entitled "An Act amending Section 2, of Article 3883, Revised Civil Statutes of Texas, 1925, as amended by Chapter 20, Acts of the Forty-first Legislature, Fourth Called Session, as amended by Chapter 340, Acts of the Forty-second Legislature, Regular Session, as amended by Chapter 220, Acts of the Forty-third Legislature, Regular Session, as amended by Chapter 284, Acts of the Forty-fifth Legislature, Regular Session, as amended by Chapter 391, Acts of the Forty-fifth Legislature, Regular Session, by providing that in counties with a taxable valuation of not less than Fifty-one Million, One Hundred Thousand (\$51,100,000.00) Dollars, nor more than Fifty-one Million, Four Hundred Thousand (\$51,400,000.00) Dollars, taxable valuation for county purposes according to the valuation as shown on the County Tax Assessor-Collector's rolls for the current year of 1938, the Justices of the Peace and Constables shall be allowed to retain out of the fees collected by such officers the sum of Thirty-six Hundred (\$3,600.00) Dollars per annum, and declaring an emergency."

The bill was read second time.

Mr. Galbreath offered the following amendment to the bill:

Amend House Bill No. 1037, Section 2, page 2, line 4, by striking out all the rest of Section 2 after the words "Fifteen Hundred (\$1,500.00) Dollars each" and substitute in lieu thereof the following:

"Provided, however, that in all counties with a taxable valuation for county purposes of not less than Fifty-one Million, One Hundred Thousand (\$51,100,000.00) Dollars nor more than Fifty-one Million, Four Hundred Thousand (\$51,400,000.00) Dollars, and in all counties with a taxable valuation for county purposes of not

less than Twenty-seven Million, Nine Hundred and Fifty Thousand (\$27,950,000.00) Dollars nor more than Twenty-seven Million, Nine Hundred and Sixty Thousand (\$27,960,000.00) Dollars, according to the tax rolls as prepared by the Tax Assessor-Collector of the respective counties for the current year 1938, the County Commissioners' Courts in such counties shall have the power to set and establish annually the maximum amount of the fees collected by the Justices of the Peace and Constables which shall be retained by such officers as compensation for their services; provided, however, that the maximum amount so set and established by the County Commissioners' Courts as the amount to be retained by such officers shall in no event exceed Three Thousand, Six Hundred (\$3,600.00) Dollars per annum, and provided further, that the compensation for such officers as provided for herein shall be due and payable the first of each month, and the pro rata compensation or fees to be retained for any quarter of the fiscal year shall in no event exceed Nine Hundred (\$900.00) Dollars and such Nine Hundred (\$900.00) Dollars shall be paid only out of fees collected by such officers during the quarter to which such Nine Hundred (\$900.00) Dollars limit applies, and in the event the County Commissioners' Courts of such counties shall set and establish the maximum amount of fees to be retained by such officers at an amount less than Thirty-six Hundred (\$3,600.00) Dollars then the same provisions, conditions, and limitations as set out above shall be applicable and shall be applied to any and all such lesser payments as may be provided by the County Commissioners' Courts of such counties."

The amendment was adopted.

House Bill No. 1037 was then passed to engrossment.

#### HOUSE BILL NO. 1037 ON THIRD READING

Mr. Galbreath moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1037 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Howard
Alsup	Hull
Anderson	Hunt
Bailey	Johnson of Ellis
Baker	Johnson of Tarrant
of Fort Bend	Kennedy
Baker of Grayson	Kern
Bell	Kerr
Blankenship	Kersey
Boethel	Kinard
Bond	King
Boyd	Langdon
Boyer	Lehman
Bradbury	Leonard
Bradford	Leyendecker
Bray	Little
Bridgers	Lock
Broadfoot	Loggins
Brown of Cherokee	London
Brown	Mays
of Nacogdoches	McAlister
Bundy	McDaniel
Burkett	McDonald
Burney	McMurry
Cauthorn	McNamara
Chambers	Mohrmann
Clark	Monkhouse
Cleveland	Montgomery
Cockrell	Morris
Coleman	Newell
Colson, Mrs.	Nicholson
Cornett	Pace
Corry	Petsch
Crossley	Pevehouse
Davis of Jasper	Pope
Davis of Upshur	Reader of Bexar
Derden	Reader of Erath
Dickison	Reaves
Dickson	Reed
Donaghey	Rhodes
Faulkner	Riviere
Felty	Roach
Ferguson	Roberts
Fielden	Robinson
Fuchs	Russell
Galbreath	Schuenemann
Gilmer	Segrist
Goodman	Shell
Gordon, Mrs.	Skiles
Hale	Smith of Frio
Hamilton	Smith of Hopkins
Hardin	Smith
Harp	of Matagorda
Harper	Spencer
Harrell of Lamar	Stinson
Harris	Stoll
Hartzog	Talbert
Heflin	Tarwater
Holland	Taylor

Tennant  
Thornberry  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon

Wells  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Hardeman

Absent

Celaya  
Dean  
Dowell  
Dwyer  
Isaacks

McFarland  
Piner  
Ragsdale  
Thornton  
Westbrook

Absent—Excused

Allison  
Colquitt  
Daniel  
Hankamer

Harrell of Bastrop  
Howington  
Keith  
Oliver

The Chair then laid House Bill No. 1037 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett  
Burney  
Cauthorn  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman

Colson, Mrs.  
Cornett  
Corry  
Crossley  
Davis of Jasper  
Davis of Upshur  
Derden  
Dickison  
Dickson  
Donaghey  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hardin  
Harp  
Harper  
Harrell of Lamar  
Harris  
Hartzog  
Heflin  
Holland  
Howard

Hull  
Hunt  
Johnson of Ellis  
Johnson of Tarrant  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Pace  
Petsch  
Pevehouse  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves

Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Hardeman

Absent

Celaya  
Dean  
Dowell  
Dwyer  
Isaacks

McFarland  
Piner  
Ragsdale  
Thornton  
Westbrook

Absent—Excused

Allison  
Colquitt  
Daniel  
Hankamer

Harrell of Bastrop  
Howington  
Keith  
Oliver

# HOUSE BILL NO. 1060 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1060, A bill to be entitled "An Act fixing and providing for the payment of the salary and traveling



and office expenses of the County Superintendent of Public Instruction in counties with a population of not less than thirteen thousand, four hundred and fifty (13,450) nor more than thirteen thousand, six hundred (13,600) and not less than nineteen thousand, nine hundred and fifty (19,950) nor more than twenty thousand, one hundred (20,100), according to the preceding Federal Census; and fixing and providing for payment of compensation of County School Trustees in such counties, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

### HOUSE BILL NO. 1060 ON THIRD READING

Mr. Burney moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1060 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Corry
Alsup	Crossley
Anderson	Davis of Jasper
Bailey	Davis of Upshur
Baker	Derden
of Fort Bend	Dickson
Baker of Grayson	Dickson
Bell	Donaghey
Blankenship	Faulkner
Boethel	Felty
Bond	Ferguson
Boyd	Fielden
Boyer	Fuchs
Bradbury	Galbreath
Bradford	Gilmer
Bray	Goodman
Bridgers	Gordon, Mrs.
Broadfoot	Hale
Brown of Cherokee	Hamilton
Brown	Hardin
of Nacogdoches	Harp
Bundy	Harper
Burkett	Harrell of Lamar
Burney	Harris
Cauthorn	Hartzog
Chambers	Heflin
Clark	Holland
Cleveland	Howard
Cockrell	Hull
Coleman	Hunt
Colson, Mrs.	Johnson of Ellis
Cornett	Johnson of Tarrant

Kennedy	Riviere
Kern	Roach
Kerr	Roberts
Kersey	Robinson
Kinard	Russell
King	Schuenemann
Langdon	Segrist
Lehman	Shell
Leonard	Skiles
Leyendecker	Smith of Frio
Little	Smith of Hopkins
Lock	Smith
Loggins	of Matagorda
London	Spencer
Mays	Stinson
McAlister	Stoll
McDaniel	Talbert
McDonald	Tarwater
McMurry	Taylor
McNamara	Tennant
Mohrmann	Thornberry
Monkhouse	Turner
Montgomery	Vale
Morris	Vint
Newell	Voigt
Nicholson	Waggoner
Pace	Weldon
Petsch	Wells
Pevehouse	White
Pope	Wilson
Reader of Bexar	Winfree
Reader of Erath	Wood
Reaves	Worley
Reed	Wright
Rhodes	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 1060 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen	Baker
Alsup	of Fort Bend
Anderson	Baker of Grayson
Bailey	Bell

Blankenship	Lehman
Boethel	Leonard
Bond	Leyendecker
Boyd	Little
Boyer	Lock
Bradbury	Loggins
Bradford	London
Bray	Mays
Bridgers	McAlister
Broadfoot	McDaniel
Brown of Cherokee	McDonald
Brown	McMurry
of Nacogdoches	McNamara
Bundy	Mohrmann
Burkett	Monkhouse
Burney	Montgomery
Cauthorn	Morris
Chambers	Newell
Clark	Nicholson
Cleveland	Pace
Cockrell	Petsch
Coleman	Pevehouse
Colson, Mrs.	Pope
Cornett	Reader of Bexar
Corry	Reader of Erath
Crossley	Reaves
Davis of Jasper	Reed
Davis of Upshur	Rhodes
Derden	Riviere
Dickson	Roach
Dickson	Roberts
Donaghey	Robinson
Faulkner	Russell
Felty	Schuenemann
Ferguson	Segrist
Fielden	Shell
Fuchs	Skiles
Galbreath	Smith of Frio
Gilmer	Smith of Hopkins
Goodman	Smith
Gordon, Mrs.	of Matagorda
Hale	Spencer
Hamilton	Stinson
Hardin	Stoll
Harp	Talbert
Harper	Tarwater
Harrell of Lamar	Taylor
Harris	Tennant
Hartzog	Thornberry
Heflin	Turner
Holland	Vale
Howard	Vint
Hull	Voigt
Hunt	Waggoner
Johnson of Ellis	Weldon
Johnson of Tarrant	Wells
Kennedy	White
Kern	Wilson
Kerr	Winfree
Kersey	Wood
Kinard	Worley
King	Wright
Langdon	

## Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## HOUSE BILL NO. 1064 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1064, A bill to be entitled "An Act authorizing cities having a population of two hundred and eighty-five thousand (285,000) inhabitants, or more, according to the last preceding or any future Federal Census, to extend by ordinance their boundary so as to include in such cities all publicly owned or publicly operated airports, flying fields, and landing fields lying within a distance of ten (10) miles in air line from the ordinary limits of such cities, and in addition thereto land lying within a distance of three thousand (3,000) feet of the exterior limits of such airports, flying fields, and landing fields; providing for intervening land to be included; etc., and declaring an emergency."

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 1064 ON THIRD READING

Mr. Howard moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1064 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—130

Allen	Baker of Grayson
Alsup	Bell
Anderson	Blankenship
Bailey	Boethel
Baker	Bond
of Fort Bend	Boyd

Boyer	Leyendecker
Bradbury	Little
Bradford	Lock
Bray	Loggins
Bridgers	London
Broadfoot	Mays
Brown of Cherokee	McAlister
Brown	McDaniel
of Nacogdoches	McDonald
Bundy	McMurry
Burkett	McNamara
Burney	Mohrmann
Cauthorn	Monkhouse
Chambers	Montgomery
Clark	Morris
Cleveland	Newell
Cockrell	Nicholson
Coleman	Pace
Colson, Mrs.	Petsch
Cornett	Pevehouse
Corry	Pope
Crossley	Reader of Bexar
Davis of Jasper	Reader of Erath
Davis of Upshur	Reaves
Derden	Reed
Dickison	Rhodes
Dickson	Riviere
Donaghey	Roach
Faulkner	Roberts
Felty	Robinson
Ferguson	Russell
Fielden	Schuenemann
Fuchs	Segrist
Galbreath	Shell
Gilmer	Skiles
Goodman	Smith of Frio
Gordon, Mrs.	Smith of Hopkins
Hale	Smith
Hamilton	of Matagorda
Hardin	Spencer
Harp	Stinson
Harper	Stoll
Harrell of Lamar	Talbert
Harris	Tarwater
Hartzog	Taylor
Heflin	Tennant
Holland	Thornberry
Howard	Turner
Hull	Vale
Hunt	Vint
Johnson of Ellis	Voigt
Johnson of Tarrant	Waggoner
Kennedy	Weldon
Kern	Wells
Kerr	White
Kersey	Wilson
Kinard	Winfree
King	Wood
Langdon	Worley
Lehman	Wright
Leonard	

Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 1064 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—130

Allen	Felty
Alsup	Ferguson
Anderson	Fielden
Bailey	Fuchs
Baker	Galbreath
of Fort Bend	Gilmer
Baker of Grayson	Goodman
Bell	Gordon, Mrs.
Blankenship	Hale
Boethel	Hamilton
Bond	Hardin
Boyd	Harp
Boyer	Harper
Bradbury	Harrell of Lamar
Bradford	Harris
Bray	Hartzog
Bridgers	Heflin
Broadfoot	Holland
Brown of Cherokee	Howard
Brown	Hull
of Nacogdoches	Hunt
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Kennedy
Cauthorn	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colson, Mrs.	Lehman
Cornett	Leonard
Corry	Leyendecker
Crossley	Little
Davis of Jasper	Lock
Davis of Upshur	Loggins
Derden	London
Dickison	Mays
Dickson	McAlister
Donaghey	McDaniel
Faulkner	McDonald

McMurry	Smith of Frio
McNamara	Smith of Hopkins
Mohrmann	Smith
Monkhouse	of Matagorda
Montgomery	Spencer
Morris	Stinson
Newell	Stoll
Nicholson	Talbert
Pace	Tarwater
Petsch	Taylor
Pevehouse	Tennant
Pope	Thornberry
Reader of Bexar	Turner
Reader of Erath	Vale
Reaves	Vint
Reed	Voigt
Rhodes	Waggoner
Riviere	Weldon
Roach	Wells
Roberts	White
Robinson	Wilson
Russell	Winfree
Schuenemann	Wood
Segrist	Worley
Shell	Wright
Skiles	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## HOUSE BILL NO. 1074 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1074, A bill to be entitled "An Act amending Article 2092 of the Revised Civil Statutes of Texas, being Chapter 105 of the Acts of the Regular Session of the Thirty-eighth Legislature, page 215, as amended by the Acts of the Forty-first Legislature, Regular Session (1929), Chapter 222, page 476, and by Chapter 70, page 227 of the Acts of the Fifth Called Session of the Forty-first Legislature (1930), and by Chapter 33, page 58 of the Acts of the Third Called Session of the Forty-third Leg-

islature (1934), and by Chapter 249, page 636 of the Acts of the Forty-fourth Legislature, Regular Session (1935), so as to make same applicable to all counties having five (5) or more District Courts with either civil or criminal jurisdiction or both, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 1074 ON THIRD READING

Mr. Felty moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1074 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Felty
Alsup	Ferguson
Anderson	Fielden
Bailey	Fuchs
Baker	Galbreath
of Fort Bend	Gilmer
Baker of Grayson	Goodman
Bell	Gordon, Mrs.
Blankenship	Hale
Boethel	Hamilton
Bond	Hardin
Boyd	Harp
Boyer	Harper
Bradbury	Harrell of Lamar
Bradford	Harris
Bray	Hartzog
Bridgers	Heflin
Broadfoot	Holland
Brown of Cherokee	Howard
Brown	Hull
of Nacogdoches	Hunt
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Kennedy
Cauthorn	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colson, Mrs.	Lehman
Cornett	Leonard
Corry	Leyendecker
Crossley	Little
Davis of Jasper	Lock
Davis of Upshur	Loggins
Derden	London
Dickison	Mays
Dickson	McAlister
Donaghey	McDaniel
Faulkner	

McDonald	Skiles
McMurry	Smith of Frio
McNamara	Smith of Hopkins
Mohrmann	Smith
Monkhouse	of Matagorda
Montgomery	Spencer
Morris	Stinson
Newell	Stoll
Nicholson	Talbert
Pace	Tarwater
Petsch	Taylor
Pevehouse	Tennant
Pope	Thornberry
Reader of Bexar	Turner
Reader of Erath	Vale
Reaves	Vint
Reed	Voigt
Rhodes	Waggoner
Riviere	Weldon
Roach	Wells
Roberts	White
Robinson	Wilson
Russell	Winfree
Schuenemann	Wood
Segrist	Worley
Shell	Wright

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 1074 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen	Boyer
Alsup	Bradbury
Anderson	Bradford
Bailey	Bray
Baker	Bridgers
of Fort Bend	Broadfoot
Baker of Grayson	Brown of Cherokee
Bell	Brown
Blankenship	of Nacogdoches
Boethel	Bundy
Bond	Burkett
Boyd	Burney

Cauthorn	McAlister
Chambers	McDaniel
Clark	McDonald
Cleveland	McMurry
Cockrell	McNamara
Coleman	Mohrmann
Colson, Mrs.	Monkhouse
Cornett	Montgomery
Corry	Morris
Crossley	Newell
Davis of Jasper	Nicholson
Davis of Upshur	Pace
Derden	Petsch
Dickison	Pevehouse
Dickson	Pope
Donaghey	Reader of Bexar
Faulkner	Reader of Erath
Felty	Reaves
Ferguson	Reed
Fielden	Rhodes
Fuchs	Riviere
Galbreath	Roach
Gilmer	Roberts
Goodman	Robinson
Gordon, Mrs.	Russell
Hale	Schuenemann
Hamilton	Segrist
Hardin	Shell
Harp	Skiles
Harper	Smith of Frio
Harrell of Lamar	Smith of Hopkins
Harris	Smith
Hartzog	of Matagorda
Heflin	Spencer
Holland	Stinson
Howard	Stoll
Hull	Talbert
Hunt	Tarwater
Johnson of Ellis	Taylor
Johnson of Tarrant	Tennant
Kennedy	Thornberry
Kern	Turner
Kerr	Vale
Kersey	Vint
Kinard	Voigt
King	Waggoner
Langdon	Weldon
Lehman	Wells
Leonard	White
Leyendecker	Wilson
Little	Winfree
Lock	Wood
Loggins	Worley
London	Wright
Mays	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## HOUSE BILL NO. 1084 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to engrossment,

H. B. No. 1084, A bill to be entitled "An Act repealing House Bill No. 666 passed at the Regular Session of the Forty-sixth Legislature, the same being a local game bill for Comanche County, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 1084 ON THIRD READING

Mr. Chambers moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1084 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—130

Allen	Colson, Mrs.
Alsup	Cornett
Anderson	Corry
Bailey	Crossley
Baker	Davis of Jasper
of Fort Bend	Davis of Upshur
Baker of Grayson	Derden
Bell	Dickison
Blankenship	Dickson
Boethel	Donaghey
Bond	Faulkner
Boyd	Felty
Boyer	Ferguson
Bradbury	Fielden
Bradford	Fuchs
Bray	Galbreath
Bridgers	Gilmer
Broadfoot	Goodman
Brown of Cherokee	Gordon, Mrs.
Brown	Hale
of Nacogdoches	Hamilton
Bundy	Hardin
Burkett	Harp
Burney	Harper
Cauthorn	Harrell of Lamar
Chambers	Harris
Clark	Hartzog
Cleveland	Heflin
Cockrell	Holland
Coleman	

Howard	Reaves
Hull	Reed
Hunt	Rhodes
Johnson of Ellis	Riviere
Johnson of Tarrant	Roach
Kennedy	Roberts
Kern	Robinson
Kerr	Russell
Kersey	Schuenemann
Kinard	Segrist
King	Shell
Langdon	Skiles
Lehman	Smith of Frio
Leonard	Smith of Hopkins
Leyendecker	Smith
Little	of Matagorda
Lock	Spencer
Loggins	Stinson
London	Stoll
Mays	Talbert
McAlister	Tarwater
McDaniel	Taylor
McDonald	Tennant
McMurry	Thornberry
McNamara	Turner
Mohrmann	Vale
Monkhouse	Vint
Montgomery	Voigt
Morris	Waggoner
Newell	Weldon
Nicholson	Wells
Pace	White
Petsch	Wilson
Pevehouse	Winfree
Pope	Wood
Reader of Bexar	Worley
Reader of Erath	Wright

## Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 1084 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—130

Allen	Anderson
Alsup	Bailey

Baker	Kersey
of Fort Bend	Kinard
Baker of Grayson	King
Bell	Langdon
Blankenship	Lehman
Boethel	Leonard
Bond	Leyendecker
Boyd	Little
Boyer	Lock
Bradbury	Loggins
Bradford	London
Bray	Mays
Bridgers	McAlister
Broadfoot	McDaniel
Brown of Cherokee	McDonald
Brown	McMurry
of Nacogdoches	McNamara
Bundy	Mohrmann
Burkett	Monkhouse
Burney	Montgomery
Cauthorn	Morris
Chambers	Newell
Clark	Nicholson
Cleveland	Pace
Cockrell	Petsch
Coleman	Pevehouse
Colson, Mrs.	Pope
Cornett	Reader of Bexar
Corry	Reader of Erath
Crossley	Reaves
Davis of Jasper	Reed
Davis of Upshur	Rhodes
Derden	Riviere
Dickison	Roach
Dickson	Roberts
Donaghey	Robinson
Faulkner	Russell
Felty	Schuenemann
Ferguson	Segrist
Fielden	Shell
Fuchs	Skiles
Galbreath	Smith of Frio
Gilmer	Smith of Hopkins
Goodman	Smith
Gordon, Mrs.	of Matagorda
Hale	Spencer
Hamilton	Stinson
Hardin	Stoll
Harp	Talbert
Harper	Tarwater
Harrell of Lamar	Taylor
Harris	Tennant
Hartzog	Thornberry
Heflin	Turner
Holland	Vale
Howard	Vint
Hull	Voigt
Hunt	Waggoner
Johnson of Ellis	Weldon
Johnson of Tarrant	Wells
Kennedy	White
Kern	Wilson
Kerr	

Winfree  
Wood

Worley  
Wright

Nays—1

Hardeman

Absent

Celaya  
Dean  
Dowell  
Dwyer  
Isaacks

McFarland  
Piner  
Ragsdale  
Thornton  
Westbrook

Absent—Excused

Allison  
Colquitt  
Daniel  
Hankamer

Harrell of Bastrop  
Howington  
Keith  
Oliver

#### HOUSE BILL NO. 1095 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1095, A bill to be entitled "An Act creating a Special Road Law for Haskell County, Texas, validating an issue of refunding warrants dated March 15, 1939, in the amount of Fifty-seven Thousand (\$57,000.00) Dollars and the proceeding authorizing their issuance; providing that such validation shall not affect any of such refunding warrants the validity of which is in issue in litigation within thirty (30) days after the date this Act becomes effective; repealing House Bill No. 479, passed at the Regular Session of the Forty-sixth Legislature, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1095 ON THIRD READING

Mr. Hunt moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1095 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen  
Alsop  
Anderson  
Bailey

Baker  
of Fort Bend  
Baker of Grayson  
Bell

Blankenship	Lehman
Boethel	Leonard
Bond	Leyendecker
Boyd	Little
Boyer	Lock
Bradbury	Loggins
Bradford	London
Bray	Mays
Bridgers	McAlister
Broadfoot	McDaniel
Brown of Cherokee	McDonald
Brown	McMurry
of Nacogdoches	McNamara
Bundy	Mohrmann
Burkett	Monkhouse
Burney	Montgomery
Cauthorn	Morris
Chambers	Newell
Clark	Nicholson
Cleveland	Pace
Cockrell	Petsch
Coleman	Pevehouse
Colson, Mrs.	Pope
Cornett	Reader of Bexar
Corry	Reader of Erath
Crossley	Reaves
Davis of Jasper	Reed
Davis of Upshur	Rhodes
Derden	Riviere
Dickison	Roach
Dickson	Roberts
Donaghey	Robinson
Faulkner	Russell
Felty	Schuenemann
Ferguson	Segrist
Fielden	Shell
Fuchs	Skiles
Galbreath	Smith of Frio
Gilmer	Smith of Hopkins
Goodman	Smith
Gordon, Mrs.	of Matagorda
Hale	Spencer
Hamilton	Stinson
Hardin	Stoll
Harp	Talbert
Harper	Tarwater
Harrell of Lamar	Taylor
Harris	Tennant
Hartzog	Thornberry
Heflin	Turner
Holland	Vale
Howard	Vint
Hull	Voigt
Hunt	Waggoner
Johnson of Ellis	Weldon
Johnson of Tarrant	Wells
Kennedy	White
Kern	Wilson
Kerr	Winfree
Kersey	Wood
Kinard	Worley
King	Wright
Langdon	

## Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 1095 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—130

Allen	Dickson
Alsup	Donaghey
Anderson	Faulkner
Bailey	Felty
Baker	Ferguson
of Fort Bend	Fielden
Baker of Grayson	Fuchs
Bell	Galbreath
Blankenship	Gilmer
Boethel	Goodman
Bond	Gordon, Mrs.
Boyd	Hale
Boyer	Hamilton
Bradbury	Hardin
Bradford	Harp
Bray	Harper
Bridgers	Harrell of Lamar
Broadfoot	Harris
Brown of Cherokee	Hartzog
Brown	Heflin
of Nacogdoches	Holland
Bundy	Howard
Burkett	Hull
Burney	Hunt
Cauthorn	Johnson of Ellis
Chambers	Johnson of Tarrant
Clark	Kennedy
Cleveland	Kern
Cockrell	Kerr
Coleman	Kersey
Colson, Mrs.	Kinard
Cornett	King
Corry	Langdon
Crossley	Lehman
Davis of Jasper	Leonard
Davis of Upshur	Leyendecker
Derden	Little
Dickison	Lock



Loggins	Segrist
London	Shell
Mays	Skiles
McAlister	Smith of Frio
McDaniel	Smith of Hopkins
McDonald	Smith
McMurry	of Matagorda
McNamara	Spencer
Mohrmann	Stinson
Monkhouse	Stoll
Montgomery	Talbert
Morris	Tarwater
Newell	Taylor
Nicholson	Tennant
Pace	Thornberry
Petsch	Turner
Pevehouse	Vale
Pope	Vint
Reader of Bexar	Voigt
Reader of Erath	Waggoner
Reaves	Weldon
Reed	Wells
Rhodes	White
Riviere	Wilson
Roach	Winfree
Roberts	Wood
Robinson	Worley
Russell	Wright
Schuenemann	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

HOUSE BILL NO. 1098 ON SECOND  
READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1098, A bill to be entitled "An Act to prohibit the sale or offering for sale, or the buying of any bass, crappie, perch or catfish or any other fish taken from any river, creek, lake, slough, bayou, tank or pond flowing or situated within the boundaries of DeWitt County; prescribing a penalty, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 1098 ON THIRD  
READING

Mr. Bell moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1098 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Hamilton
Alsup	Hardin
Anderson	Harp
Bailey	Harper
Baker	Harrell of Lamar
of Fort Bend	Harris
Baker of Grayson	Hartzog
Bell	Heflin
Blankenship	Holland
Boethel	Howard
Bond	Hull
Boyd	Hunt
Boyer	Johnson of Ellis
Bradbury	Johnson of Tarrant
Bradford	Kennedy
Bray	Kern
Bridgers	Kerr
Broadfoot	Kersey
Brown of Cherokee	Kinard
Brown	King
of Nacogdoches	Langdon
Bundy	Lehman
Burkett	Leonard
Burney	Leyendecker
Cauthorn	Little
Chambers	Lock
Clark	Loggins
Cleveland	London
Cockrell	Mays
Coleman	McAlister
Colson, Mrs.	McDaniel
Cornett	McDonald
Corry	McMurry
Crossley	McNamara
Davis of Jasper	Mohrmann
Davis of Upshur	Monkhouse
Derden	Montgomery
Dickison	Morris
Dickson	Newell
Donaghey	Nicholson
Faulkner	Pace
Felty	Petsch
Ferguson	Pevehouse
Fielden	Pope
Fuchs	Reader of Bexar
Galbreath	Reader of Erath
Gilmer	Reaves
Goodman	Reed
Gordon, Mrs.	Rhodes
Hale	Riviere

Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater

Taylor  
Tennant  
Thornberry  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Hardeman

Absent

Celaya  
Dean  
Dowell  
Dwyer  
Isaacks

McFarland  
Piner  
Ragsdale  
Thornton  
Westbrook

Absent—Excused

Allison  
Colquitt  
Daniel  
Hankamer

Harrell of Bastrop  
Howington  
Keith  
Oliver

The Chair then laid House Bill No. 1098 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford  
Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches

Bundy  
Burkett  
Burney  
Cauthorn  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Davis of Jasper  
Davis of Upshur  
Derden  
Dickson  
Dickson  
Donaghey  
Faulkner  
Felty

Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hardin  
Harp  
Harper  
Harrell of Lamar  
Harris  
Hartzog  
Heflin  
Holland  
Howard  
Hull  
Hunt  
Johnson of Ellis  
Johnson of Tarrant  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris

Newell  
Nicholson  
Pace  
Petsch  
Pevehouse  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Hardeman

Absent

Celaya  
Dean  
Dowell  
Dwyer  
Isaacks

McFarland  
Piner  
Ragsdale  
Thornton  
Westbrook

Absent—Excused

Allison  
Colquitt  
Daniel  
Hankamer

Harrell of Bastrop  
Howington  
Keith  
Oliver

HOUSE BILL NO. 1102 ON SECOND  
READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1102, A bill to be entitled, "An Act validating all elections, election orders, election proceedings, affidavits and city ordinances, annexing adjacent territory, or extending and prescribing the corporate limits of any incorporated city or town incorporated and functioning under General Law of Texas under Commission form of Government, such validating act to apply only in cities or towns located in a county having a population of not less than sixteen thousand, five hundred and twenty-five (16,525) and not more than sixteen thousand, nine hundred (16,900), and where such cities or towns in such counties have a population of not less than seven thousand, five hundred and sixty-nine (7,569), and not more than sixteen thousand, five hundred and sixty (16,560), according to the last preceding Federal Census, or any subsequent Federal Census, providing exceptions, and declaring an emergency."

The bill was read second time.

Mr. Clark offered the following amendment to the bill:

Amend House Bill No. 1102, by striking out all of Section 1 thereof, and inserting in lieu thereof, the following:

"Section 1. That from and after the effective date of this Act all elections, election orders, election proceedings, affidavits, and city ordinances heretofore passed and entered of record, annexing adjacent territory or extending and prescribing the corporate limits of any incorporated city or town incorporated and functioning under the general law of the State of Texas, under the commission form of government and located in a county having a population of not less than sixteen thousand, five hundred and twenty-five (16,525) and not more than sixteen thousand, nine hundred (16,900), and where such cities or towns in such counties have a population of not less than seven thousand, five hundred and sixty-nine (7,569) and not more than sixteen thousand, five hundred and sixty (16,560), according to the last preceding Federal

Census, or any subsequent Federal Census, are hereby in all things fully validated, confirmed, approved, ratified and legalized, irrespective of any irregularities and omissions in such ordinances or in any petitions, elections, orders, resolutions, affidavits, or other proceedings, purporting to authorize the passage of such ordinances; provided, however that the provisions of this Act shall not apply to any such proceedings the validity of which has been contested or attacked in any pending suit or litigation."

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 1102 was then passed to engrossment.

HOUSE BILL NO. 1102 ON THIRD  
READING

Mr. Clark moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1102 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Cleveland
Alsup	Cockrell
Anderson	Coleman
Bailey	Colson, Mrs.
Baker	Cornett
of Fort Bend	Corry
Baker of Grayson	Crossley
Bell	Davis of Jasper
Blankenship	Davis of Upshur
Boethel	Derden
Bond	Dickison
Boyd	Dickson
Boyer	Donaghey
Bradbury	Faulkner
Bradford	Felty
Bray	Ferguson
Bridgers	Fielden
Broadfoot	Fuchs
Brown of Cherokee	Galbreath
Brown	Gilmer
of Nacogdoches	Goodman
Bundy	Gordon, Mrs.
Burkett	Hale
Burney	Hamilton
Cauthorn	Hardin
Chambers	Harp
Clark	Harper

Harrell of Lamar	Reader of Bexar	Yeas—130	
Harris	Reader of Erath	Allen	Johnson of Ellis
Hartzog	Reaves	Alsup	Johnson of Tarrant
Heflin	Reed	Anderson	Kennedy
Holland	Rhodes	Bailey	Kern
Howard	Riviere	Baker	Kerr
Hull	Roach	of Fort Bend	Kersey
Hunt	Roberts	Baker of Grayson	Kinard
Johnson of Ellis	Robinson	Bell	King
Johnson of Tarrant	Russell	Blankenship	Langdon
Kennedy	Schuenemann	Boethel	Lehman
Kern	Segrist	Bond	Leonard
Kerr	Shell	Boyd	Leyendecker
Kersey	Skiles	Boyer	Little
Kinard	Smith of Frio	Bradbury	Lock
King	Smith of Hopkins	Bradford	Loggins
Langdon	Smith	Bray	London
Lehman	of Matagorda	Bridgers	Mays
Leonard	Spencer	Broadfoot	McAlister
Leyendecker	Stinson	Brown of Cherokee	McDaniel
Little	Stoll	Brown	McDonald
Lock	Talbert	of Nacogdoches	McMurry
Loggins	Tarwater	Bundy	McNamara
London	Taylor	Burkett	Mohrmann
Mays	Tennant	Burney	Monkhouse
McAlister	Thornberry	Cauthorn	Montgomery
McDaniel	Turner	Chambers	Morris
McDonald	Vale	Clark	Newell
McMurry	Vint	Cleveland	Nicholson
McNamara	Voigt	Cockrell	Pace
Mohrmann	Waggoner	Coleman	Petsch
Monkhouse	Weldon	Colson, Mrs.	Pevehouse
Montgomery	Wells	Cornett	Pope
Morris	White	Corry	Reader of Bexar
Newell	Wilson	Crossley	Reader of Erath
Nicholson	Winfree	Davis of Jasper	Reaves
Pace	Wood	Davis of Upshur	Reed
Petsch	Worley	Derden	Rhodes
Pevehouse	Wright	Dickison	Riviere
Pope		Dickson	Roach
Nays—1		Donaghey	Roberts
Hardeman		Faulkner	Robinson
Absent		Felty	Russell
Celaya	McFarland	Ferguson	Schuenemann
Dean	Piner	Fielden	Segrist
Dowell	Ragsdale	Fuchs	Shell
Dwyer	Thornton	Galbreath	Skiles
Isaacks	Westbrook	Gilmer	Smith of Frio
Absent—Excused		Goodman	Smith of Hopkins
Allison	Harrell of Bastrop	Gordon, Mrs.	Smith
Colquitt	Howington	Hale	of Matagorda
Daniel	Keith	Hamilton	Spencer
Hankamer	Oliver	Hardin	Stinson
The Chair then laid House Bill No. 1102 before the House on third reading and final passage.		Harp	Stoll
The bill was read third time, and was passed by the following vote:		Harper	Talbert
		Harrell of Lamar	Tarwater
		Harris	Taylor
		Hartzog	Tennant
		Heflin	Thornberry
		Holland	Turner
		Howard	Vale
		Hull	Vint
		Hunt	Voigt

Waggoner  
Weldon  
Wells  
White  
Wilson

Winfree  
Wood  
Worley  
Wright

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

#### HOUSE BILL NO. 1103 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1103, A bill to be entitled "An Act prohibiting the taking of fish for commercial purposes from the public waters of Jones and Shackelford Counties; prescribing penalties, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 1103 ON THIRD READING

Mr. Dean moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1103 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Bradbury
Alsup	Bradford
Anderson	Bray
Bailey	Bridgers
Baker	Broadfoot
of Fort Bend	Brown of Cherokee
Baker of Grayson	Brown
Bell	of Nacogdoches
Blankenship	Bundy
Boethel	Burkett
Bond	Burney
Boyd	Cauthorn
Boyer	Chambers

Clark  
Cleveland  
Cockrell  
Coleman  
Colson, Mrs.  
Cornett  
Corry  
Crossley  
Davis of Jasper  
Davis of Upshur  
Derden  
Dickison  
Dickson  
Donaghey  
Faulkner  
Feltz  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hale  
Hamilton  
Hardin  
Harp  
Harper  
Harrell of Lamar  
Harris  
Hartzog  
Heflin  
Holland  
Howard  
Hull  
Hunt  
Johnson of Ellis  
Johnson of Tarrant  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister

McDaniel  
McDonald  
McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Pace  
Petsch  
Pevehouse  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Absent

Hardeman

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 1103 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—130

Allen	Hale
Alsup	Hamilton
Anderson	Hardin
Bailey	Harp
Baker	Harper
of Fort Bend	Harrell of Lamar
Baker of Grayson	Harris
Bell	Hartzog
Blankenship	Heflin
Boethel	Holland
Bond	Howard
Boyd	Hull
Boyer	Hunt
Bradbury	Johnson of Ellis
Bradford	Johnson of Tarrant
Bray	Kennedy
Bridgers	Kern
Broadfoot	Kerr
Brown of Cherokee	Kersey
Brown	Kinard
of Nacogdoches	King
Bundy	Langdon
Burkett	Lehman
Burney	Leonard
Cauthorn	Leyendecker
Chambers	Little
Clark	Lock
Cleveland	Loggins
Cockrell	London
Coleman	Mays
Colson, Mrs.	McAlister
Cornett	McDaniel
Corry	McDonald
Crossley	McMurry
Davis of Jasper	McNamara
Davis of Upshur	Mohrmann
Derden	Monkhouse
Dickison	Montgomery
Dickson	Morris
Donaghey	Newell
Faulkner	Nicholson
Felty	Pace
Ferguson	Petsch
Fielden	Pevehouse
Fuchs	Pope
Galbreath	Reader of Bexar
Gilmer	Reader of Erath
Goodman	Reaves
Gordon, Mrs.	Reed

Rhodes	Tarwater
Riviere	Taylor
Roach	Tennant
Roberts	Thornberry
Robinson	Turner
Russell	Vale
Schuenemann	Vint
Segrist	Voigt
Shell	Waggoner
Skiles	Weldon
Smith of Frio	Wells
Smith of Hopkins	White
Smith	Wilson
of Matagorda	Winfree
Spencer	Wood
Stinson	Worley
Stoll	Wright
Talbert	

## Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## HOUSE BILL NO. 1104 ON SECOND READING

The Chair laid before the House, on its second reading and passage to engrossment,

H. B. No. 1104, A bill to be entitled "An Act fixing the compensation for County Commissioners in certain counties; providing the manner of payment and prescribing the funds from which it shall be paid; providing for traveling expenses for County Commissioners in certain counties; providing the manner of payment and prescribing the funds from which they shall be paid; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

## HOUSE BILL NO. 1104 ON THIRD READING

Mr. Boethel moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1104

be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Heflin
Alsup	Holland
Anderson	Howard
Bailey	Hull
Baker	Hunt
of Fort Bend	Johnson of Ellis
Baker of Grayson	Johnson of Tarrant
Bell	Kennedy
Blankenship	Kern
Boethel	Kerr
Bond	Kersey
Boyd	Kinard
Boyer	King
Bradbury	Langdon
Bradford	Lehman
Bray	Leonard
Bridgers	Leyendecker
Broadfoot	Little
Brown of Cherokee	Lock
Brown	Loggins
of Nacogdoches	London
Bundy	Mays
Burkett	McAlister
Burney	McDaniel
Cauthorn	McDonald
Chambers	McMurry
Clark	McNamara
Cleveland	Mohrmann
Cockrell	Monkhouse
Coleman	Montgomery
Colson, Mrs.	Morris
Cornett	Newell
Corry	Nicholson
Crossley	Pace
Davis of Jasper	Petsch
Davis of Upshur	Pevehouse
Derden	Pope
Dickson	Reader of Bexar
Dickson	Reader of Erath
Donaghey	Reaves
Faulkner	Reed
Felty	Rhodes
Ferguson	Riviere
Fielden	Roach
Fuchs	Roberts
Galbreath	Robinson
Gilmer	Russell
Goodman	Schuenemann
Gordon, Mrs.	Segrist
Hale	Shell
Hamilton	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Smith
Harrell of Lamar	of Matagorda
Harris	Spencer
Hartzog	Stinson

Stoll	Waggoner
Talbert	Weldon
Tarwater	Wells
Taylor	White
Tennant	Wilson
Thornberry	Winfree
Turner	Wood
Vale	Worley
Vint	Wright
Voigt	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid House Bill No. 1104 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen	Coleman
Alsup	Colson, Mrs.
Anderson	Cornett
Bailey	Corry
Baker	Crossley
of Fort Bend	Davis of Jasper
Baker of Grayson	Davis of Upshur
Bell	Derden
Blankenship	Dickson
Boethel	Dickson
Bond	Donaghey
Boyd	Faulkner
Boyer	Felty
Bradbury	Ferguson
Bradford	Fielden
Bray	Fuchs
Bridgers	Galbreath
Broadfoot	Gilmer
Brown of Cherokee	Goodman
Brown	Gordon, Mrs.
of Nacogdoches	Hale
Bundy	Hamilton
Burkett	Hardin
Burney	Harp
Cauthorn	Harper
Chambers	Harrell of Lamar
Clark	Harris
Cleveland	Hartzog
Cockrell	Heflin

Holland	Reaves
Howard	Reed
Hull	Rhodes
Hunt	Riviere
Johnson of Ellis	Roach
Johnson of Tarrant	Roberts
Kennedy	Robinson
Kern	Russell
Kerr	Schuenemann
Kersey	Segrist
Kinard	Shell
King	Skiles
Langdon	Smith of Frio
Lehman	Smith of Hopkins
Leonard	Smith
Leyendecker	of Matagorda
Little	Spencer
Lock	Stinson
Loggins	Stoll
London	Talbert
Mays	Tarwater
McAlister	Taylor
McDaniel	Tennant
McDonald	Thornberry
McMurry	Turner
McNamara	Vale
Mohrmann	Vint
Monkhouse	Voigt
Montgomery	Waggoner
Morris	Weldon
Newell	Wells
Nicholson	White
Pace	Wilson
Petsch	Winfree
Pevehouse	Wood
Pope	Worley
Reader of Bexar	Wright
Reader of Erath	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

HOUSE BILL NO. 1113 ON SECOND  
READING

Mr Dwyer moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1113 be placed on its second reading and

passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—129

Allen	Holland
Alsup	Howard
Anderson	Hull
Bailey	Hunt
Baker	Isaacks
of Fort Bend	Johnson of Ellis
Baker of Grayson	Johnson of Tarrant
Bell	Kennedy
Blankenship	Kern
Boethel	Kerr
Bond	Kersey
Boyd	Kinard
Boyer	King
Bradbury	Langdon
Bradford	Lehman
Bray	Leonard
Bridgers	Leyendecker
Brown of Cherokee	Little
Brown	Lock
of Nacogdoches	Loggins
Bundy	London
Burkett	Mays
Burney	McAlister
Cauthorn	McDaniel
Chambers	McDonald
Clark	McMurry
Cleveland	McNamara
Cockrell	Mohrmann
Coleman	Monkhouse
Colson, Mrs.	Montgomery
Cornett	Morris
Corry	Nicholson
Crossley	Pace
Davis of Jasper	Petsch
Davis of Upshur	Pevehouse
Derden	Pope
Dickison	Reader of Bexar
Dickson	Reader of Erath
Dowell	Reaves
Dwyer	Reed
Faulkner	Rhodes
Felty	Riviere
Ferguson	Roach
Fielden	Roberts
Fuchs	Robinson
Galbreath	Russell
Gilmer	Schuenemann
Goodman	Segrist
Gordon, Mrs.	Shell
Hamilton	Skiles
Hardin	Smith of Frio
Harp	Smith of Hopkins
Harper	Smith
Harrell of Lamar	of Matagorda
Harris	Spencer
Hartzog	Stinson
Heflin	Stoll



Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Turner  
Vale  
Vint  
Voigt

Waggoner  
Weldon  
Westbrook  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—2

Hale

Hardeman

Absent

Broadfoot  
Celaya  
Dean  
Donaghey  
McFarland

Newell  
Piner  
Ragsdale  
Thornton  
Wells

Absent—Excused

Allison  
Colquitt  
Daniel  
Hankamer

Harrell of Bastrop  
Howington  
Keith  
Oliver

The Chair then laid before the House, on its second reading and passage to engrossment,

H. B. No. 1113, A bill to be entitled "An Act to amend Section 1 of House Bill No. 196, passed by the Regular Session of the Forty-sixth Legislature, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

# HOUSE BILL NO. 1113 ON THIRD READING

The Chair then laid House Bill No. 1113 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—129

Allen  
Alsup  
Anderson  
Bailey  
Baker  
of Fort Bend  
Baker of Grayson  
Bell  
Blankenship  
Boethel  
Bond  
Boyd  
Boyer  
Bradbury  
Bradford

Bray  
Bridgers  
Broadfoot  
Brown of Cherokee  
Brown  
of Nacogdoches  
Bundy  
Burkett  
Burney  
Cauthorn  
Chambers  
Clark  
Cleveland  
Cockrell  
Coleman

Colson, Mrs.  
Cornett  
Corry  
Crossley  
Davis of Jasper  
Davis of Upshur  
Derden  
Dickison  
Dickson  
Donaghey  
Faulkner  
Felty  
Ferguson  
Fielden  
Fuchs  
Galbreath  
Gilmer  
Goodman  
Gordon, Mrs.  
Hamilton  
Hardin  
Harp  
Harper  
Harrell of Lamar  
Harris  
Hartzog  
Heflin  
Holland  
Howard  
Hull  
Hunt  
Johnson of Ellis  
Johnson of Tarrant  
Kennedy  
Kern  
Kerr  
Kersey  
Kinard  
King  
Langdon  
Lehman  
Leonard  
Leyendecker  
Little  
Lock  
Loggins  
London  
Mays  
McAlister  
McDaniel  
McDonald

McMurry  
McNamara  
Mohrmann  
Monkhouse  
Montgomery  
Morris  
Newell  
Nicholson  
Pace  
Petsch  
Pevehouse  
Pope  
Reader of Bexar  
Reader of Erath  
Reaves  
Reed  
Rhodes  
Riviere  
Roach  
Roberts  
Robinson  
Russell  
Schuenemann  
Segrist  
Shell  
Skiles  
Smith of Frio  
Smith of Hopkins  
Smith  
of Matagorda  
Spencer  
Stinson  
Stoll  
Talbert  
Tarwater  
Taylor  
Tennant  
Thornberry  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon  
Wells  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—2

Hale

Hardeman

Absent

Celaya  
Dean  
Dowell  
Dwyer  
Isaacks

McFarland  
Piner  
Ragsdale  
Thornton  
Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## HOUSE BILL NO. 1110 ON SECOND READING

Mr. Stoll moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 1110 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—130

Allen	Fielden
Alsup	Fuchs
Anderson	Galbreath
Bailey	Gilmer
Baker	Goodman
of Fort Bend	Gordon, Mrs.
Baker of Grayson	Hale
Bell	Hamilton
Blankenship	Hardin
Boethel	Harp
Bond	Harper
Boyd	Harrell of Lamar
Boyer	Harris
Bradbury	Hartzog
Bradford	Heflin
Bray	Holland
Bridgers	Howard
Brown of Cherokee	Hull
Brown	Hunt
of Nacogdoches	Isaacks
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Kennedy
Cauthorn	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colson, Mrs.	Lehman
Cornett	Leonard
Corry	Leyendecker
Crossley	Little
Davis of Jasper	Lock
Davis of Upshur	Loggins
Derden	London
Dickson	Mays
Dickson	McAlister
Dowell	McDaniel
Dwyer	McDonald
Faulkner	McMurry
Felty	McNamara
Ferguson	Mohrmann

Monkhouse	Smith
Montgomery	of Matagorda
Morris	Spencer
Nicholson	Stinson
Pace	Stoll
Petsch	Talbert
Pevehouse	Tarwater
Pope	Taylor
Reader of Bexar	Tennant
Reader of Erath	Thornberry
Reaves	Turner
Reed	Vale
Rhodes	Vint
Riviere	Voigt
Roach	Waggoner
Roberts	Weldon
Robinson	Westbrook
Russell	White
Schuenemann	Wilson
Segrist	Winfree
Shell	Wood
Skiles	Worley
Smith of Frio	Wright
Smith of Hopkins	

## Nays—1

Hardeman

## Absent

Broadfoot	Newell
Celaya	Piner
Dean	Ragsdale
Donaghey	Thornton
McFarland	Wells

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## SENATE BILL NO. 445 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 445, A bill to be entitled "An Act fixing salaries and compensation of County Commissioners in counties with a population of not less than ten thousand, two hundred and seventy (10,270) inhabitants nor more than ten thousand, two hundred and seventy-five (10,275) inhabitants, according to the last Federal Census, as same now exists or may hereafter exist, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 445 ON THIRD  
READING

Mr. Thornberry moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 445 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—130

Allen	Hamilton
Alsup	Hardin
Anderson	Harp
Bailey	Harper
Baker	Harrell of Lamar
of Fort Bend	Harris
Baker of Grayson	Hartzog
Bell	Heflin
Blankenship	Holland
Boethel	Howard
Bond	Hull
Boyd	Hunt
Boyer	Johnson of Ellis
Bradbury	Johnson of Tarrant
Bradford	Kennedy
Bray	Kern
Bridgers	Kerr
Broadfoot	Kersey
Brown of Cherokee	Kinard
Brown	King
of Nacogdoches	Langdon
Bundy	Lehman
Burkett	Leonard
Burney	Leyendecker
Cauthorn	Little
Chambers	Lock
Clark	Loggins
Cleveland	London
Cockrell	Mays
Coleman	McAlister
Colson, Mrs.	McDaniel
Cornett	McDonald
Corry	McMurry
Crossley	McNamara
Davis of Jasper	Mohrmann
Davis of Upshur	Monkhouse
Derden	Montgomery
Dickison	Morris
Dickson	Newell
Donaghey	Nicholson
Faulkner	Pace
Felty	Petsch
Ferguson	Pevehouse
Fielden	Pope
Fuchs	Reader of Bexar
Galbreath	Reader of Erath
Gilmer	Reaves
Goodman	Reed
Gordon, Mrs.	Rhodes
Hale	Riviere

Roach	Taylor
Roberts	Tennant
Robinson	Thornberry
Russell	Turner
Schuenemann	Vale
Segrist	Vint
Shell	Voigt
Skiles	Waggoner
Smith of Frio	Weldon
Smith of Hopkins	Wells
Smith	White
of Matagorda	Wilson
Spencer	Winfree
Stinson	Wood
Stoll	Worley
Talbert	Wright
Tarwater	

## Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid Senate Bill No. 445 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—130

Allen	Bundy
Alsup	Burkett
Anderson	Burney
Bailey	Cauthorn
Baker	Chambers
of Fort Bend	Clark
Baker of Grayson	Cleveland
Bell	Cockrell
Blankenship	Coleman
Boethel	Colson, Mrs.
Bond	Cornett
Boyd	Corry
Boyer	Crossley
Bradbury	Davis of Jasper
Bradford	Davis of Upshur
Bray	Derden
Bridgers	Dickison
Broadfoot	Dickson
Brown of Cherokee	Donaghey
Brown	Faulkner
of Nacogdoches	Felty

Ferguson	Newell
Fielden	Nicholson
Fuchs	Pace
Galbreath	Petsch
Gilmer	Pevehouse
Goodman	Pope
Gordon, Mrs.	Reader of Bexar
Hale	Reader of Erath
Hamilton	Reaves
Hardin	Reed
Harp	Rhodes
Harper	Riviere
Harrell of Lamar	Roach
Harris	Roberts
Hartzog	Robinson
Heflin	Russell
Holland	Schuenemann
Howard	Segrist
Hull	Shell
Hunt	Skiles
Johnson of Ellis	Smith of Frio
Johnson of Tarrant	Smith of Hopkins
Kennedy	Smith
Kern	of Matagorda
Kerr	Spencer
Kersey	Stinson
Kinard	Stoll
King	Talbert
Langdon	Tarwater
Lehman	Taylor
Leonard	Tennant
Leyendecker	Thornberry
Little	Turner
Lock	Vale
Loggins	Vint
London	Voigt
Mays	Waggoner
McAlister	Weldon
McDaniel	Wells
McDonald	White
McMurry	Wilson
McNamara	Winfree
Mohrmann	Wood
Monkhouse	Worley
Montgomery	Wright
Morris	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## SENATE BILL NO. 459 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 459, A bill to be entitled "An Act authorizing the Commissioners' Court of certain counties to rent certain equipment belonging to said county, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

## SENATE BILL NO. 459 ON THIRD READING

Mr. Dickison moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 459 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Davis of Upshur
Alsup	Derden
Anderson	Dickison
Bailey	Dickson
Baker	Donaghey
of Fort Bend	Faulkner
Baker of Grayson	Felty
Bell	Ferguson
Blankenship	Fielden
Boethel	Fuchs
Bond	Galbreath
Boyd	Gilmer
Boyer	Goodman
Bradbury	Gordon, Mrs.
Bradford	Hale
Bray	Hamilton
Bridgers	Hardin
Broadfoot	Harp
Brown of Cherokee	Harper
Brown	Harrell of Lamar
of Nacogdoches	Harris
Bundy	Hartzog
Burkett	Heflin
Burney	Holland
Cauthorn	Howard
Chambers	Hull
Clark	Hunt
Cleveland	Johnson of Ellis
Cockrell	Johnson of Tarrant
Coleman	Kennedy
Colson, Mrs.	Kern
Cornett	Kerr
Corry	Kersey
Crossley	Kinard
Davis of Jasper	King

Langdon	Robinson
Lehman	Russell
Leonard	Schuenemann
Leyendecker	Segrist
Little	Shell
Lock	Skiles
Loggins	Smith of Frio
London	Smith of Hopkins
Mays	Smith
McAlister	of Matagorda
McDaniel	Spencer
McDonald	Stinson
McMurry	Stoll
McNamara	Talbert
Mohrmann	Tarwater
Monkhouse	Taylor
Montgomery	Tennant
Morris	Thornberry
Newell	Turner
Nicholson	Vale
Pace	Vint
Petsch	Voigt
Pevehouse	Waggoner
Pope	Weldon
Reader of Bexar	Wells
Reader of Erath	White
Reaves	Wilson
Reed	Winfree
Rhodes	Wood
Riviere	Worley
Roach	Wright
Roberts	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid Senate Bill No. 459 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen	Bell
Alsup	Blankenship
Anderson	Boethel
Bailey	Bond
Baker	Boyd
of Fort Bend	Boyer
Baker of Grayson	Bradbury

Bradford	Little
Bray	Lock
Bridgers	Loggins
Broadfoot	London
Brown of Cherokee	Mays
Brown of Nacogdoches	McAlister
Bundy	McDaniel
Burkett	McDonald
Burney	McMurry
Cauthorn	McNamara
Chambers	Mohrmann
Clark	Monkhouse
Cleveland	Montgomery
Cockrell	Morris
Coleman	Newell
Colson, Mrs.	Nicholson
Cornett	Pace
Corry	Petsch
Crossley	Pevehouse
Davis of Jasper	Pope
Davis of Upshur	Reader of Bexar
Derden	Reader of Erath
Dickison	Reaves
Dickson	Reed
Donaghey	Rhodes
Faulkner	Riviere
Felty	Roach
Ferguson	Roberts
Fielden	Robinson
Fuchs	Russell
Galbreath	Schuenemann
Gilmer	Segrist
Goodman	Shell
Gordon, Mrs.	Skiles
Hale	Smith of Frio
Hamilton	Smith of Hopkins
Hardin	Smith
Harp	of Matagorda
Harper	Spencer
Harrell of Lamar	Stinson
Harris	Stoll
Hartzog	Talbert
Heflin	Tarwater
Holland	Taylor
Howard	Tennant
Hull	Thornberry
Hunt	Turner
Johnson of Ellis	Vale
Johnson of Tarrant	Vint
Kennedy	Voigt
Kern	Waggoner
Kerr	Weldon
Kersey	Wells
Kinard	White
King	Wilson
Langdon	Winfree
Lehman	Wood
Leonard	Worley
Leyendecker	Wright

Nays—1

Hardeman

Absent	
Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## SENATE BILL NO. 463 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 463, A bill to be entitled "An Act to amend Section 4 of House Bill No. 25, Chapter 24, of the General and Special Laws of the Forty-fifth Legislature, First Called Session, relating to the salary of County Auditors in certain counties; providing a saving clause; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to third reading.

## SENATE BILL NO. 463 ON THIRD READING

Mr. Boyd moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 463 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Brown of Cherokee
Alsup	Brown
Anderson	of Nacogdoches
Bailey	Bundy
Baker	Burkett
of Fort Bend	Burney
Baker of Grayson	Cauthorn
Bell	Chambers
Blankenship	Clark
Boethel	Cleveland
Bond	Cockrell
Boyd	Coleman
Boyer	Colson, Mrs.
Bradbury	Cornett
Bradford	Corry
Bray	Crossley
Bridgers	Davis of Jasper
Broadfoot	Davis of Upshur

Derden	Monkhouse
Dickison	Montgomery
Dickson	Morris
Donaghey	Newell
Faulkner	Nicholson
Felty	Pace
Ferguson	Petsch
Fielden	Pevehouse
Fuchs	Pope
Galbreath	Reader of Bexar
Gilmer	Reader of Erath
Goodman	Reaves
Gordon, Mrs.	Reed
Hale	Rhodes
Hamilton	Riviere
Hardin	Roach
Harp	Roberts
Harper	Robinson
Harrell of Lamar	Russell
Harris	Schuenemann
Hartzog	Segrist
Heflin	Shell
Holland	Skiles
Howard	Smith of Frio
Hull	Smith of Hopkins
Hunt	Smith
Johnson of Ellis	of Matagorda
Johnson of Tarrant	Spencer
Kennedy	Stinson
Kern	Stoll
Kerr	Talbert
Kersey	Tarwater
Kinard	Taylor
King	Tennant
Langdon	Thornberry
Lehman	Turner
Leonard	Vale
Leyendecker	Vint
Little	Voigt
Lock	Waggoner
Loggins	Weldon
London	Wells
Mays	White
McAlister	Wilson
McDaniel	Winfree
McDonald	Wood
McMurry	Worley
McNamara	Wright
Mohrmann	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Daniel
Colquitt	Hankamer

Harrell of Bastrop Keith  
Howington Oliver

The Chair then laid Senate Bill No. 463 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—130

Allen	Harper
Alsup	Harrell of Lamar
Anderson	Harris
Bailey	Hartzog
Baker	Heflin
of Fort Bend	Holland
Baker of Grayson	Howard
Bell	Hull
Blankenship	Hunt
Boethel	Johnson of Ellis
Bond	Johnson of Tarrant
Boyd	Kennedy
Boyer	Kern
Bradbury	Kerr
Bradford	Kersey
Bray	Kinard
Bridgers	King
Broadfoot	Langdon
Brown of Cherokee	Lehman
Brown	Leonard
of Nacogdoches	Leyendecker
Bundy	Little
Burkett	Lock
Burney	Loggins
Cauthorn	London
Chambers	Mays
Clark	McAlister
Cleveland	McDaniel
Cockrell	McDonald
Coleman	McMurry
Colson, Mrs.	McNamara
Cornett	Mohrmann
Corry	Monkhouse
Crossley	Montgomery
Davis of Jasper	Morris
Davis of Upshur	Newell
Derden	Nicholson
Dickison	Pace
Dickson	Petsch
Donaghey	Pevehouse
Faulkner	Pope
Felty	Reader of Bexar
Ferguson	Reader of Erath
Fielden	Reaves
Fuchs	Reed
Galbreath	Rhodes
Gilmer	Riviere
Goodman	Roach
Gordon, Mrs.	Roberts
Hale	Robinson
Hamilton	Russell
Hardin	Schuenemann
Harp	Segrist

Shell	Turner
Skiles	Vale
Smith of Frio	Vint
Smith of Hopkins	Voigt
Smith	Waggoner
of Matagorda	Weldon
Spencer	Wells
Stinson	White
Stoll	Wilson
Talbert	Winfree
Tarwater	Wood
Taylor	Worley
Tennant	Wright
Thornberry	

## Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## SENATE BILL NO. 469 ON SECOND READING

The Chair laid before the House, on its second reading and passage to third reading,

S. B. No. 469, A bill to be entitled "An Act creating a Special Road Law for Hardeman County, Texas, providing that said County may fund or refund the indebtedness outstanding against its Road and Bridge Fund as of May 1, 1939, by the issuance of funding bonds; providing that items of indebtedness as of said date, in the form of script, time warrants, or funding warrants, may be included in such funding bond issue; etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

## SENATE BILL NO. 469 ON THIRD READING

Mr. Roberts moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 469 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Howard
Alsup	Hull
Anderson	Hunt
Bailey	Johnson of Ellis
Baker	Johnson of Tarrant
of Fort Bend	Kennedy
Baker of Grayson	Kern
Bell	Kerr
Blankenship	Kersey
Boethel	Kinard
Bond	King
Boyd	Langdon
Boyer	Lehman
Bradbury	Leonard
Bradford	Leyendecker
Bray	Little
Bridgers	Lock
Broadfoot	Loggins
Brown of Cherokee	London
Brown	Mays
of Nacogdoches	McAlister
Bundy	McDaniel
Burkett	McDonald
Burney	McMurry
Cauthorn	McNamara
Chambers	Mohrmann
Clark	Monkhouse
Cleveland	Montgomery
Cockrell	Morris
Coleman	Newell
Colson, Mrs.	Nicholson
Cornett	Pace
Corry	Petsch
Crossley	Pevehouse
Davis of Jasper	Pope
Davis of Upshur	Reader of Bexar
Derden	Reader of Erath
Dickison	Reaves
Dickson	Reed
Donaghey	Rhodes
Faulkner	Riviere
Felty	Roach
Ferguson	Roberts
Fielden	Robinson
Fuchs	Russell
Galbreath	Schuenemann
Gilmer	Segrist
Goodman	Shell
Gordon, Mrs.	Skiles
Hale	Smith of Frio
Hamilton	Smith of Hopkins
Hardin	Smith
Harp	of Matagorda
Harper	Spencer
Harrell of Lamar	Stinson
Harris	Stoll
Hartzog	Talbert
Heflin	Tarwater
Holland	Taylor

Tennant  
Thornberry  
Turner  
Vale  
Vint  
Voigt  
Waggoner  
Weldon

Wells  
White  
Wilson  
Winfree  
Wood  
Worley  
Wright

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid Senate Bill No. 469 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen	Colson, Mrs.
Alsup	Cornett
Anderson	Corry
Bailey	Crossley
Baker	Davis of Jasper
of Fort Bend	Davis of Upshur
Baker of Grayson	Derden
Bell	Dickison
Blankenship	Dickson
Boethel	Donaghey
Bond	Faulkner
Boyd	Felty
Boyer	Ferguson
Bradbury	Fielden
Bradford	Fuchs
Bray	Galbreath
Bridgers	Gilmer
Broadfoot	Goodman
Brown of Cherokee	Gordon, Mrs.
Brown	Hale
of Nacogdoches	Hamilton
Bundy	Hardin
Burkett	Harp
Burney	Harper
Cauthorn	Harrell of Lamar
Chambers	Harris
Clark	Hartzog
Cleveland	Heflin
Cockrell	Holland
Coleman	Howard



Hull	Reed
Hunt	Rhodes
Johnson of Ellis	Riviere
Johnson of Tarrant	Roach
Kennedy	Roberts
Kern	Robinson
Kerr	Russell
Kersey	Schuenemann
Kinard	Segrist
King	Shell
Langdon	Skiles
Lehman	Smith of Frio
Leonard	Smith of Hopkins
Leyendecker	Smith
Little	of Matagorda
Lock	Spencer
Loggins	Stinson
London	Stoll
Mays	Talbert
McAlister	Tarwater
McDaniel	Taylor
McDonald	Tennant
McMurry	Thornberry
McNamara	Turner
Mohrmann	Vale
Monkhouse	Vint
Montgomery	Voigt
Morris	Waggoner
Newell	Weldon
Nicholson	Wells
Pace	White
Petsch	Wilson
Pevehouse	Winfree
Pope	Wood
Reader of Bexar	Worley
Reader of Erath	Wright
Reaves	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

## SENATE BILL NO. 470 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 470, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for school purposes

in all independent school districts which include within their limits a city or town which, according to the then latest Federal Census, had a population of not fewer than seventeen hundred and twenty-one (1,721) and not more than seventeen hundred and fifty-one (1,751) inhabitants, fixing the maximum tax rate which may be levied for bond sinking fund purposes; etc., and declaring an emergency."

The bill was read second time.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

Senate Bill No. 470 was then passed to third reading.

## SENATE BILL NO. 470 ON THIRD READING

Mr. Lehman moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 470 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen	Colson, Mrs.
Alsup	Cornett
Anderson	Corry
Bailey	Crossley
Baker	Davis of Jasper
of Fort Bend	Davis of Upshur
Baker of Grayson	Derden
Bell	Dickison
Blankenship	Dickson
Boethel	Donaghey
Bond	Faulkner
Boyd	Felty
Boyer	Ferguson
Bradbury	Fielden
Bradford	Fuchs
Bray	Galbreath
Bridgers	Gilmer
Broadfoot	Goodman
Brown of Cherokee	Gordon, Mrs.
Brown	Hale
of Nacogdoches	Hamilton
Bundy	Hardin
Burkett	Harp
Burney	Harper
Cauthorn	Harrell of Lamar
Chambers	Harris
Clark	Hartzog
Cleveland	Heflin
Cockrell	Holland
Coleman	Howard

Hull	Reed	Baker	Kersey
Hunt	Rhodes	of Fort Bend	Kinard
Johnson of Ellis	Riviere	Baker of Grayson	King
Johnson of Tarrant	Roach	Bell	Langdon
Kennedy	Roberts	Blankenship	Lehman
Kern	Robinson	Boethel	Leonard
Kerr	Russell	Bond	Leyendecker
Kersey	Schuenemann	Boyd	Little
Kinard	Segrist	Boyer	Lock
King	Shell	Bradbury	Loggins
Langdon	Skiles	Bradford	London
Lehman	Smith of Frio	Bray	Mays
Leonard	Smith of Hopkins	Bridgers	McAlister
Leyendecker	Smith	Broadfoot	McDaniel
Little	of Matagorda	Brown of Cherokee	McDonald
Lock	Spencer	Brown	McMurry
Loggins	Stinson	of Nacogdoches	McNamara
London	Stoll	Bundy	Mohrmann
Mays	Talbert	Burkett	Monkhouse
McAlister	Tarwater	Burney	Montgomery
McDaniel	Taylor	Cauthorn	Morris
McDonald	Tennant	Chambers	Newell
McMurry	Thornberry	Clark	Nicholson
McNamara	Turner	Cleveland	Pace
Mohrmann	Vale	Cockrell	Petsch
Monkhouse	Vint	Coleman	Pevehouse
Montgomery	Voigt	Colson, Mrs.	Pope
Morris	Waggoner	Cornett	Reader of Bexar
Newell	Weldon	Corry	Reader of Erath
Nicholson	Wells	Crossley	Reaves
Pace	White	Davis of Jasper	Reed
Petsch	Wilson	Davis of Upshur	Rhodes
Pevehouse	Winfree	Derden	Riviere
Pope	Wood	Dickison	Roach
Reader of Bexar	Worley	Dickson	Roberts
Reader of Erath	Wright	Donaghey	Robinson
Reaves		Faulkner	Russell
		Felty	Schuenemann
		Ferguson	Segrist
		Fielden	Shell
		Fuchs	Skiles
		Galbreath	Smith of Frio
		Gilmer	Smith of Hopkins
		Goodman	Smith
		Gordon, Mrs.	of Matagorda
		Hale	Spencer
		Hamilton	Stinson
		Hardin	Stoll
		Harp	Talbert
		Harper	Tarwater
		Harrell of Lamar	Taylor
		Harris	Tennant
		Hartzog	Thornberry
		Heflin	Turner
		Holland	Vale
		Howard	Vint
		Hull	Voigt
		Hunt	Waggoner
		Johnson of Ellis	Weldon
		Johnson of Tarrant	Wells
		Kennedy	White
		Kern	Wilson
		Kerr	Winfree

## Nays—1

Hardeman

## Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

## Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid Senate Bill No. 470 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—130

Allen	Anderson
Alsop	Bailey

Wood Wright  
Worley

Nays—1

Hardeman

Absent

Celaya McFarland  
Dean Piner  
Dowell Ragsdale  
Dwyer Thornton  
Isaacks Westbrook

Absent—Excused

Allison Harrell of Bastrop  
Colquitt Howington  
Daniel Keith  
Hankamer Oliver

# SENATE BILL NO. 460 ON SECOND READING

The Chair laid before the House, on its second reading, and passage to third reading,

S. B. No. 460, A bill to be entitled "An Act validating bonds of any city having a population of more than fifty thousand (50,000) and less than one hundred thousand (100,000), according to the last preceding United States Census, etc., and which bonds are payable from the levy of ad valorem taxes; authorizing such city to complete its proceedings for the authorization and delivery of such bonds, etc., and declaring an emergency."

The bill was read second time, and was passed to third reading.

# SENATE BILL NO. 460 ON THIRD READING

Mr. Riviere moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 460 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allen Blankenship  
Alsup Boethel  
Anderson Bond  
Bailey Boyd  
Baker Boyer  
of Fort Bend Bradbury  
Baker of Grayson Bradford  
Bell Bray

Bridgers Lock  
Broadfoot Loggins  
Brown of Cherokee London  
Brown Mays  
of Nacogdoches McAlister  
Bundy McDaniel  
Burkett McDonald  
Burney McMurry  
Cauthorn McNamara  
Chambers Mohrmann  
Clark Monkhouse  
Cleveland Montgomery  
Cockrell Morris  
Coleman Newell  
Colson, Mrs. Nicholson  
Cornett Pace  
Corry Petsch  
Crossley Pevehouse  
Davis of Jasper Pope  
Davis of Upshur Reader of Bexar  
Derden Reader of Erath  
Dickson Reaves  
Dickson Reed  
Donaghey Rhodes  
Faulkner Riviere  
Felty Roach  
Ferguson Roberts  
Fielden Robinson  
Fuchs Russell  
Galbreath Schuenemann  
Gilmer Segrist  
Goodman Shell  
Gordon, Mrs. Skiles  
Hale Smith of Frio  
Hamilton Smith of Hopkins  
Hardin Smith  
Harp of Matagorda  
Harper Spencer  
Harrell of Lamar Stinson  
Harris Stoll  
Hartzog Talbert  
Heflin Tarwater  
Holland Taylor  
Howard Tennant  
Hull Thornberry  
Hunt Turner  
Johnson of Ellis Vale  
Johnson of Tarrant Vint  
Kennedy Voigt  
Kern Waggoner  
Kerr Weldon  
Kersey Wells  
Kinard White  
King Wilson  
Langdon Winfree  
Lehman Wood  
Leonard Worley  
Leyendecker Wright  
Little

Nays—1

Hardeman

Absent	
Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused	
Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

The Chair then laid Senate Bill No. 460 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—130

Allen	Felty
Alsup	Ferguson
Anderson	Fielden
Bailey	Fuchs
Baker	Galbreath
of Fort Bend	Gilmer
Baker of Grayson	Goodman
Bell	Gordon, Mrs.
Blankenship	Hale
Boethel	Hamilton
Bond	Hardin
Boyd	Harp
Boyer	Harper
Bradbury	Harrell of Lamar
Bradford	Harris
Bray	Hartzog
Bridgers	Heflin
Broadfoot	Holland
Brown of Cherokee	Howard
Brown	Hull
of Nacogdoches	Hunt
Bundy	Johnson of Ellis
Burkett	Johnson of Tarrant
Burney	Kennedy
Cauthorn	Kern
Chambers	Kerr
Clark	Kersey
Cleveland	Kinard
Cockrell	King
Coleman	Langdon
Colson, Mrs.	Lehman
Cornett	Leonard
Corry	Leyendecker
Crossley	Little
Davis of Jasper	Lock
Davis of Upshur	Loggins
Derden	London
Dickison	Mays
Dickson	McAlister
Donaghey	McDaniel
Faulkner	McDonald

McMurry	Smith of Frio
McNamara	Smith of Hopkins
Mohrmann	Smith
Monkhouse	of Matagorda
Montgomery	Spencer
Morris	Stinson
Newell	Stoll
Nicholson	Talbert
Pace	Tarwater
Petsch	Taylor
Pevehouse	Tennant
Pope	Thornberry
Reader of Bexar	Turner
Reader of Erath	Vale
Reaves	Vint
Reed	Voigt
Rhodes	Waggoner
Riviere	Weldon
Roach	Wells
Roberts	White
Robinson	Wilson
Russell	Winfree
Schuenemann	Wood
Segrist	Worley
Shell	Wright
Skiles	

Nays—1

Hardeman

Absent

Celaya	McFarland
Dean	Piner
Dowell	Ragsdale
Dwyer	Thornton
Isaacks	Westbrook

Absent—Excused

Allison	Harrell of Bastrop
Colquitt	Howington
Daniel	Keith
Hankamer	Oliver

#### SPECIAL COMMITTEE APPOINTED

The Speaker announced the appointment of the following committee pursuant to House Simple Resolution No. 292, To make certain Investigation in regard to Insurance Rates: Messrs. Petsch, Kinard, Colquitt, Bradbury and Heflin.

#### BILLS AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolution:

H. B. No. 995, "An Act providing that it shall be unlawful to kill quail

in counties of a certain population except on certain days; providing the number of quail that can be killed in one day, and providing a penalty for violation of this Act."

S. B. No. 36, "An Act creating and establishing the State Board of Public Welfare; providing for its members to furnish bond; setting the compensation for each member; providing for the selection of an Executive Director; fixing the compensation and specifying the duties of the director; providing for the creation of the divisions of the State Department of Public Welfare; providing for assistance to the needy blind; providing for assistance to needy dependent children, and declaring an emergency."

H. B. No. 52, "An Act to amend Chapter 138 of the Acts of the Third Called Session of the Thirty-ninth Legislature, the same being an Act entitled: 'An Act to aid the City of Corpus Christi in the construction of a sea wall or breakwater so as to protect said city from calamitous overflow, by donating to said city all the State ad valorem taxes, collected on property and from persons in Jim Wells, Jim Hogg, Brooks, Kleberg, Willacy and Duval Counties and by donating to said city all the State ad valorem taxes, collected on property and from persons in Nueces County not heretofore donated to the City of Corpus Christi by Act of the Thirty-fifth Legislature of Texas, known as House Bill No. 694 for a period of twenty-five years, and to provide a penalty for their misapplication,' by extending the provisions of said Act for a period of eight (8) years from September 1, 1946, and declaring an emergency."

S. B. No. 118, "An Act amending Article 7043 of the Revised Civil Statutes of the State of Texas, as amended, Acts, 1931, Forty-second Legislature, Second Called Session, page 53, Chapter 32, No. 1."

S. J. R. No. 4, Proposing an amendment to Article V of the Constitution of the State of Texas; etc.

H. B. No. 952, "An Act for the purpose of better conserving the salt water fish and marine resources of the State of Texas, by providing certain regulations and restrictions and the use of certain parts of the waters of all artificial and natural passes now or hereafter constructed and main-

tained by the Game, Fish and Oyster Commission of the State of Texas, as fish passes, providing a penalty, savings clause, and declaring an emergency."

S. B. No. 117, "An Act amending Article 2665 of the Revised Civil Statutes of the State of Texas, Acts, Second Called Session, 1909, page 432."

#### ADJOURNMENT

Mr. Faulkner moved that the House recess until 10:00 o'clock a. m., tomorrow.

Mr. Kersey moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

The motion to adjourn prevailed, and the House, accordingly, at 5:25 o'clock p. m., adjourned until 10:00 o'clock a. m., tomorrow.

#### APPENDIX

#### STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Criminal Jurisprudence: House Bill No. 1110.

Insurance: House Bill No. 1069.

State Affairs: House Bill No. 748; House Concurrent Resolution No. 160.

Municipal and Private Corporations: House Bill No. 1113.

Public Lands and Buildings: House Concurrent Resolution No. 79; Senate Concurrent Resolution No. 17.

Counties: House Bill No. 1112.

#### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,  
Austin, Texas, May 23, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 340, A bill to be entitled "An Act declaring the purpose of this enactment; providing for payment of old age assistance benefits; fixing qualifications of those entitled to receive old age assistance; defining the term 'needy person' and other words and terms used in this

Act; fixing amount of assistance to be granted by the State; providing for preparation and execution of applications for assistance and supporting affidavits; creating Texas Old Age Commission, and providing for membership of such Commission; requiring the Commission to secure information showing income of applicants, and requiring statements by recipients of old age assistance of income, and providing for reviews and adjustments of assistance; providing manner of handling applications for assistance; providing denial of assistance and striking names of recipients of assistance from rolls where false statements are made or procured; designating offices to be maintained by the Commission and discontinuing certain offices, and providing for disposition of records, supplies and equipment in present offices; designating each County Judge as agent of the Commission, defining his duties and fixing his compensation and appropriating One Hundred and Fifty Thousand (\$150,000.00) Dollars out of Old Age Assistance Fund for each of two (2) years immediately following effective date of this Act; providing State Board of Control shall constitute the Texas Old Age Assistance Commission and fixing the duties and compensation of the Members of such Commission, and providing for payment of necessary expenses of said Commission; providing for appointment of an Executive Director of the Commission and fixing his qualifications, duties and salary; providing for the selection and discharge of clerical forces and fixing their salaries; authorizing the Commission to require bonds from employees and providing for payment of premiums on such bonds; appropriating out of the funds of Texas Old Age Assistance Commission One Hundred and Fifty Thousand (\$150,000.00) Dollars for first year, and One Hundred Thousand (\$100,000.00) Dollars for the following year for maintenance and operating costs of said Commission, and providing for reduction of personnel to prevent deficit, providing method of handling applications for assistance benefits and providing for hearings and appeals; providing for investigations of applicants and for preservations of orders of the Commission and for filing such orders with Speaker of the House and Lieutenant Governor in the Sen-

ate; providing method to be followed by the Commission in administering this Act, and for the transfer of funds, property and records to the Commission; fixing status of obligations of Old Age Assistance Commission; providing assistance grants shall be inalienable and fixing status of such grants; authorizing acceptance of gifts by the Commission, and fixing conditions of such gifts; providing method of payment of benefits under this Act; requiring the Commission to file list of names of beneficiaries and amounts paid in County Clerk's office; fixing status of grants of assistance received from the Federal Government; making assistance granted subject to provisions of amendments to this Act; requiring reports to Commission of conviction of recipient of benefits of offenses and authorizing withholding of benefits under certain conditions; fixing compensation of persons assisting applicants for benefits, making it unlawful to charge in excess thereof and fixing penalties for violation thereof; establishing the Texas Old Age Assistance Fund and providing for appropriations therefrom to meet existing and accruing obligations of the Commission; limiting certain appropriations and authorizing the Commission to accept certain funds appropriated to the State for administrative expenses by the Federal Government; fixing the maximum amount of old age assistance that may be paid; declaring unlawful misappropriations of all Texas Old Age Assistance Funds and providing a criminal penalty therefor; designating this Act as 'Texas Old Age Assistance Act'; etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, May 23, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 44, Proposing an amendment to Article 3 of the Constitution of the State of Texas authorizing the lending of \$3,000,000 of the Permanent School Fund for the construction of a State office building or buildings and acquiring necessary

sites therefor; providing for repayment of the Permanent School Fund; providing for the submission of this amendment to the voters of this State; and providing for the necessary proclamation and expenses of publication.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, May 24, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 52, "An Act to amend Chapter 138 of the Acts of the Regular Session of the Thirty-seventh Legislature, the same being an Act entitled: 'An Act to aid the City of Corpus Christi in the construction of a sea wall or breakwater so as to protect said city from calamitous overflow, by donating to said city all the State ad valorem taxes, collected on property and from persons in Jim Wells, Jim Hogg, Brooks, Kleberg, Willacy, and Duval Counties and by donating to said city all the State ad valorem taxes collected on property and from persons in Nueces County not heretofore donated to the City of Corpus Christi by Act of the Thirty-fifth Legislature of Texas, known as House Bill No. 694 for a period of twenty-five (25) years, and to provide a penalty for their misapplication', by extending the provisions of said Act from September 1, 1946, to September 1, 1956, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 24, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 995, "An Act providing that it shall be unlawful to kill quail in Smith and Kaufman Counties except on certain days; providing the number of quail that can be killed in one day, and providing a penalty for

violation of this Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

Austin, Texas, May 23, 1939.

Hon. R. Emmett Morse, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 952, "An Act for the the purpose of better conserving the salt water fish and marine resources of the State of Texas by providing certain regulations and restrictions and the use of certain parts of the waters of all artificial and natural passes now or hereafter constructed and maintained by the Game, Fish and Oyster Commission of the State of Texas as fish passes; providing a penalty; providing nothing shall be construed to restrict the right of the Federal Government to regulate navigation; providing a saving clause, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HAMILTON, Chairman.

#### SEVENTY-FIFTH DAY

(Thursday, May 25, 1939)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Morse.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Brown of Cherokee
Allen	Brown
Alsup	of Nacogdoches
Anderson	Bundy
Bailey	Burkett
Baker	Burney
of Fort Bend	Cauthorn
Baker of Grayson	Celaya
Bell	Chambers
Blankenship	Clark
Boethel	Cleveland
Bond	Cockrell
Boyd	Coleman
Boyer	Colquitt
Bradbury	Colson, Mrs.
Bradford	Cornett
Bray	Corry
Bridgers	Crossley
Broadfoot	Daniel